

FEDERAL REGISTER

THE NATIONAL ARCHIVES
 OF THE UNITED STATES
 1934
 VOLUME 15 NUMBER 52

Washington, Friday, March 17, 1950

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T. D. 52430]

PART 8—LIABILITY FOR DUTIES, ENTRY OF IMPORTED MERCHANDISE

PART 10—ARTICLES CONDITIONALLY FREE, SUBJECT TO A REDUCED RATE, ETC.

EXCEPTIONS FROM REQUIREMENTS FOR PRODUCTION OF CERTIFIED INVOICES

1. Section 8.15, Customs Regulations of 1943 (19 CFR 8.15), as amended, is further amended to read as follows:

§ 8.15 *When certified invoices are not required.* (a) Except as specified in paragraph (c) (1) of this section, no certified or commercial invoice, or bond for the production of either, shall be required in connection with the entry of the following, but the consignee or owner in each case shall furnish any bill or statement of cost which may be in his possession or available to him:

(1) Articles imported otherwise than in pursuance of a purchase or agreement to purchase, if the aggregate value determined in accordance with § 14.3 of this chapter does not exceed \$100; and articles imported in pursuance of a purchase or agreement to purchase, if the aggregate purchase price, including all charges and expenses incident to placing the goods in condition, packed ready for shipment to the United States, as determined by the collector of customs, does not exceed \$100.

(2) Articles not intended for sale in their imported condition or in any other form and not brought in on commission for any person other than the importer, if the aggregate value determined in accordance with § 14.3 of this chapter, does not exceed \$500.

(3) Articles for which an appraisal entry is accepted in accordance with § 8.50, but if a certified invoice is available, it shall be produced for the information of the appraiser.

(4) Articles carried by a person arriving in the United States or contained in his baggage, and articles declared by such a person upon his arrival as not accompanying him but imported or to be imported in connection with his arrival; all the foregoing which are not intended for sale and are not brought in on

commission for any person not included in the declaration.

(5) Household and personal effects of all kinds provided for in paragraphs 1632, 1739, 1747, or 1798 of the Tariff Act of 1930, as amended.

(6) Aircraft, automobiles and other vehicles, boats, horses, and the usual equipment of any of the foregoing, if taken abroad by the owner or his agent for noncommercial use and returned by or for the account of such owner in accordance with the provisions of § 10.42 of this chapter.

(7) Articles sent by persons in foreign countries as gifts to persons in the United States.

(8) Articles entitled to free entry under paragraph 1615 or 1815, Tariff Act of 1930, or under sections 194 and 195, title 19, United States Code, if a properly executed consular Form 129 or 204, as the case may be, is filed with the collector within the period prescribed in these regulations, or if the articles are entered under § 10.1 (d) of this chapter. (See §§ 10.1 (a), 10.2 (a), 10.66, 10.67, and 25.16 of this chapter.)

(9) Articles returned to the United States after having been exported for repairs or alterations under paragraph 1615 (g), Tariff Act of 1930, as amended.

(10) Articles shipped abroad, not delivered to the consignee, and returned to the United States.

(11) Articles exported from continuous customs custody within 6 months from the date of entry.

(12) Articles consigned to, or entered in the name of, any agency of the United States Government.

(13) Currency and coins, if brought into the United States as mediums of exchange.

(14) Postage and revenue stamps, canceled or uncanceled, and government stamped envelopes or post cards bearing no printing other than the official imprint thereon.

(15) Articles provided for in section 465 or 466, Tariff Act of 1930.

(16) Articles imported as supplies, stores, or equipment of the importing carrier and subsequently made subject to entry pursuant to section 446, Tariff Act of 1930.

(17) Ballast (not including cargo used for ballast) landed from a vessel and delivered for consumption.

(Continued on p. 1509)

CONTENTS

	Page
Air Force Department	
Rules and regulations:	
Personnel claims against U. S.	1511
Alien Property, Office of	
Notices:	
Vesting orders, etc.:	
Aktieselskabet "Volund".....	1536
Bergener, Carl August Georg.....	1536
Okamoto, Leslie Hideo.....	1535
Schneider, Edward.....	1535
Yukita, Yoshitaro.....	1536
Civil Aeronautics Administration	
Rules and regulations:	
Air traffic rules; danger area alterations (2 documents).....	1510
Civil Aeronautics Board	
See also Civil Aeronautics Administration.	
Notices:	
Hearings, etc.:	
Eastern Air Lines, Inc.....	1522
U. S.-Alaska Service Case....	1522
Coast Guard	
Proposed rule making:	
Inspection and navigation; Merchant Marine Council public hearing.....	1515
Commerce Department	
See Civil Aeronautics Administration.	
Customs Bureau	
Rules and regulations:	
Applications for immediate delivery of merchandise; liability for duties, entry of imported merchandise.....	1509
Exceptions from requirements for production of certified invoices:	
Articles conditionally free, subject to reduced rate, etc.....	1507
Liability for duties, entry of imported merchandise.....	1507
Defense Department	
See Air Force Department.	
Federal Communications Commission	
Notices:	
Hearings, etc.:	
Afro-American Broadcasting System, Inc., and WDZ Broadcasting Co.....	1522



Published daily, except Sundays, Mondays, and days following official Federal holidays, by the Division of the Federal Register, National Archives and Records Service, General Services Administration, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U. S. C., ch. 8B), under regulations prescribed by the Administrative Committee of the Federal Register, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D. C.

The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended June 19, 1937.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$1.50 per month or \$15.00 per year, payable in advance. The charge for individual copies (minimum 15¢) varies in proportion to the size of the issue. Remit check or money order, made payable to the Superintendent of Documents, directly to the Government Printing Office, Washington 25, D. C.

There are no restrictions on the republication of material appearing in the FEDERAL REGISTER.

1949 Edition

CODE OF FEDERAL REGULATIONS

The following books are now available:

Title 43 (\$4.25)

Titles 47-48 (\$4.50)

Previously announced: Title 3, 1948 Supp. (\$2.75); Titles 4-5 (\$2.25); Title 6 (\$3.00); Title 7: Parts 1-201 (\$4.25); Parts 210-874 (\$2.75); Parts 900 to end (\$3.50); Title 8 (\$2.75); Title 9 (\$2.50); Titles 10-13 (\$2.25); Title 14: Parts 1-399 (\$3.50); Parts 400 to end (\$2.25); Title 15 (\$2.50); Title 16 (\$3.50); Title 17 (\$2.75); Title 18 (\$2.75); Title 19 (\$3.25); Title 20 (\$2.75); Title 21 (\$2.50); Titles 22-23 (\$2.25); Title 24 (\$2.75); Title 25 (\$2.75); Title 26: Parts 1-79 (\$4.00); Parts 80-169 (\$2.75); Parts 170-182 (\$3.25); Parts 183-299 (\$3.50); Parts 300 to end, and Title 27 (\$3.50); Titles 28-29 (\$2.50); Titles 30-31 (\$3.25); Titles 32 and 34 (\$4.50); Title 33 (\$3.50); Titles 35-37 (\$3.00); Title 38 (\$3.50); Title 39 (\$4.50); Titles 40-42 (\$2.50); Titles 44 and 45 (\$2.25); Title 46: Parts 1-145 (\$3.75); Parts 146 to end (\$4.25); Title 50 (\$2.25)

Order from Superintendent of Documents, Government Printing Office, Washington 25, D. C.

CONTENTS—Continued

Federal Communications Commission—Continued	Page
Notices—Continued	
Hearings, etc.—Continued	
Central Ohio Broadcasting Co.	1523

RULES AND REGULATIONS

CONTENTS—Continued

Federal Communications Commission—Continued	Page
Notices—Continued	
Hearings, etc.—Continued	
Donze Enterprises, Inc. (KSGM)	1524
Johnson County Broadcasting Co., Inc. (KPRS), and Missouri Valley Broadcasting Corp. (KRES)	1524
Kennebec Broadcasting Co. (WTVL) and Guy Gannett Broadcasting Services (WGUY)	1525
O'Konski, Alvin E., and Door County Radio Co.	1525
Rahall Broadcasting Co., Inc. (WWNR)	1524
Sooner Broadcasting Co. (KTOW)	1522
Townsend, John, and Nebraska Rural Radio Assn.	1523
Tri-Cities Broadcasting Co. (WJIG)	1524
West Texas Broadcasters, Inc. (KPLW), and Tul'e Broadcasting Co.	1523
Federal Power Commission	
Notices:	
Hearings, etc.:	
Lawrenceburg Gas Co.	1526
Madison Utilities Corp.	1526
Phillips Petroleum Co. et al.	1526
Fish and Wildlife Service	
Rules and regulations:	
Alaska commercial fisheries; miscellaneous amendments to subchapter; correction	1515
Home Loan Bank Board	
Proposed rule making:	
Operations; terms for construction loans	1521
Housing and Home Finance Agency	
See Home Loan Bank Board; Public Housing Administration.	
Housing Expediter, Office of	
Rules and regulations:	
Rent, controlled; housing and rooms in rooming houses and other establishments in California, Ohio, and Oklahoma	1511
Interior Department	
See also Fish and Wildlife Service; Land Management, Bureau of.	
Proposed rule making:	
Noncompetitive oil and gas offer and lease form, and procedure in issuance of noncompetitive oil and gas leases; cancellation of hearing	1517
Interstate Commerce Commission	
Notices:	
Applications for relief:	
Automobile parts from Alma, Mich., to eastern cities	1530
Automobiles from central territory to Baton Rouge, La.	1531
Ferro-silicon from Calvert, Ky., to official territory	1532
Goods, canned, between points in Illinois and St. Louis, Mo., and points in South	1528

CONTENTS—Continued

Interstate Commerce Commission—Continued	Page
Notices—Continued	
Applications for relief—Con.	
Sulphuric acid from Southwest to Memphis, Tenn.	1529
Cars furnished for fuel coal:	
Ann Arbor Railroad:	
Litchfield and Madison Railway Co.	1532
Pennsylvania Railroad Co.	1532
Baltimore and Ohio Railroad Co.:	
Baltimore and Ohio Railroad Co., designated mines on its lines	1529
Chicago and Eastern Illinois Railroad	1528
Chicago, Milwaukee, St. Paul and Pacific Railroad Co.	1528
New York Central Railroad Co.	1528
Chicago, Milwaukee, St. Paul and Pacific Railroad Co.:	
Chicago, Burlington & Quincy Railroad Co.	1529
Chicago, Milwaukee, St. Paul & Pacific Railroad Co., designated mines on its lines	1529
Chicago, Rock Island and Pacific Railroad Co.:	
Chicago, Burlington & Quincy Railroad Co.	1527
Chicago, Rock Island and Pacific Railroad Co.	1528
Galesburg and Great Eastern Railroad Co.	1528
Minneapolis & St. Louis Railway Co.	1527
Delaware and Hudson Railroad Corp.:	
Baltimore and Ohio Railroad Co.	1531
Monongahela Railway Co.	1531
Pennsylvania Railroad Co.	1531
Pittsburg & Shawmut Railroad Co.	1531
Western Maryland Railroad Co.	1531
New York Central Railroad:	
Baltimore and Ohio Railroad Co.	1530
Louisville and Nashville Railroad Co.	1529
Minneapolis & St. Louis Railway Co.	1530
Monongahela Railway Co.	1530
Montour Railroad Co.	1530
New York Central Railroad Co., designated mines on its lines	1529
St. Louis and O'Fallon Railway Co.	1530
Peoria and Pekin Union Railway Co. by Minneapolis & St. Louis Railway Co.	1527
Reading Co.:	
Baltimore and Ohio Railroad Co. (2 documents)	1532
Monongahela Railway Co.	1532
Nashville, Chattanooga and St. Louis Railway; rerouting and diversion of traffic	1527
Justice Department	
See Alien Property, Office of.	

CONTENTS—Continued

Land Management, Bureau of	Page
Notices:	
Alaska; partial revocation of order opening lands.....	1521
California and Colorado; restoration order.....	1521
New Mexico; revocation of permission to War Department to use certain public land.....	1522
Maritime Commission	
Notices:	
Pacific Coast/Mexico freight conference et al.; agreements filed for approval.....	1534
Post Office Department	
Rules and regulations:	
Certificates and interest, payment.....	1515
Provisions applicable to the several classes of mail matter.....	1515
Public Housing Administration	
Notices:	
Description of agency and programs and final delegations of authority.....	5127
Securities and Exchange Commission	
Notices:	
Hearings, etc.:	
Eastern Gas and Fuel Associates.....	1533
Pan American World Airways, Inc.....	1534
Southern Pacific Co.....	1534
Treasury Department	
See Coast Guard; Customs Bureau.	

CODIFICATION GUIDE

A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Proposed rules, as opposed to final actions, are identified as such.

Title 14	Page
Chapter I:	
Part 60 (2 documents).....	1510
Title 19	
Chapter I:	
Part 8 (2 documents).....	1507, 1509
Part 10.....	1507
Title 24	
Chapter I:	
Part 145 (proposed).....	1521
Chapter VIII:	
Part 825.....	1511
Title 32	
Chapter VII:	
Part 836.....	1511
Title 39	
Chapter I:	
Part 35.....	1515
Part 84.....	1515
Title 43	
Chapter I:	
Part 192 (proposed).....	1517
Title 46	
Chapter I:	
Part 52 (proposed).....	1515
Part 55 (proposed).....	1515
Part 56 (proposed).....	1515
Part 136 (proposed).....	1515
Part 137 (proposed).....	1515

CODIFICATION GUIDE—Con.

Title 50	Page
Chapter I:	
Part 103.....	1515
Part 114.....	1515
Part 116.....	1515
Part 117.....	1515
Part 121.....	1515

(18) Articles from the Virgin Islands, if covered by the certificate of origin provided for in § 7.9 (a) of this chapter; articles from Guam, Wake Island, Midway Islands, Kingman Reef, or American Samoa, if covered by the certificate provided for in § 7.8 of this chapter; and articles from the Swan Islands, if covered by the evidence provided for in § 7.10 of this chapter.

(19) Articles accorded free entry as "Philippine articles". See § 16.26 of this chapter.

(20) Articles, whether privileged or nonprivileged, resulting from manipulation in a foreign-trade zone.

(21) Archeological articles for exhibition and not for sale, if imported by an institution established for the encouragement of the arts, science, or education.

(22) Corpses.

(23) Screenings contained in importations of bulk grains.

(24) Articles accorded free entry under paragraph 1631, Tariff Act of 1930.

(25) Public documents accorded free entry under paragraph 1629, Tariff Act of 1930.

(26) Articles entered under paragraphs 1607, 1808, or 1809, the bond provisions of paragraph 1747, or section 308, Tariff Act of 1930, as amended.

(27) Articles accorded free entry under section 1, Public Law 271, approved August 27, 1949.

(28) Racing pigeons.

(29) Rubber, crude.

(30) The following articles when unconditionally free of duty or subject only to a specific rate of duty not depending on value.

(i) Fertilizer and fertilizer materials.

(ii) Fish, shellfish, and fish and shellfish products such as shells, bones, cuttlefish bones, eggs, livers, sounds, fins, skins, tails, cuttings, and waste, but not including fish or fish livers in air-tight containers.

(iii) Flower bulbs.

(iv) Newspapers and newsreel films.

(v) Pulpwood.

(vi) Vegetables and fruits in their natural state.

(b) Except as specified in paragraph (c) of this section, a commercial invoice prepared in the manner customary for a commercial transaction involving articles of the particular character concerned and containing any special data required by § 8.13 (d) is acceptable in lieu of a certified invoice for articles not provided for in paragraph (a) of this section, but within any of the following classes:

(1) Articles subject only to a specific rate of duty not depending on value.

(2) Articles unconditionally free of duty.

(3) Articles conditionally free of duty if the conditions for free entry are satisfied within 6 months from the date of entry.

(c) No exemption from the requirements of a certified invoice provided for in paragraph (a) or (b) of this section, except in paragraph (a) (1) of this section, shall apply to any of the following:

(1) Any article during any period within which there exists a requirement for import authorization or other special import control with respect to such article.

(2) Cocoa leaves.

(3) Coffee.

(4) Opium.

(5) Tea.

(6) Wool of all kinds, including wool on the skins, and hair provided for in paragraph 1101 or 1102, Tariff Act of 1930, as amended.

(7) Seeds subject to the provisions of the Federal Seed Act (see Appendix XIV (7 CFR 201.201 to 201.231)) and other seeds for planting purposes. When an exemption is claimed hereunder on the ground that particular seeds are not being imported for planting purposes, the importer shall be required to satisfy the collector that the seeds are in fact not for planting, or, if sufficient proof is not available at the time of entry, to give a bond for the production of a certified invoice. Upon the production within 6 months from the date of entry of evidence satisfactory to the collector to sustain the importer's claim, the bond obligation shall be canceled.

(R. S. 161, 251, sec. 624, 46 Stat. 759; 5 U. S. C. 22, 19 U. S. C. 66, 1624. Interprets or applies sec. 484, 498, 46 Stat. 722, as amended, 728; 19 U. S. C. 1484, 1498)

2. Section 10.31 (b), Customs Regulations of 1943 (19 CFR 10.31 (b)), is amended by deleting the third sentence.

(R. S. 161, 251, sec. 624, 46 Stat. 759; 5 U. S. C. 22, 19 U. S. C. 66, 1624. Interprets or applies sec. 308, 46 Stat. 690, as amended, pars. 1607, 1747, 1808, 1809 sec. 201, 46 Stat. 673, 680, 684; 19 U. S. C. 1308, 1201, pars. 1607, 1747, 1808, 1809)

[SEAL]

FRANK DOW,
Commissioner of Customs.

Approved: March 13, 1950.

JOHN S. GRAHAM,
Acting Secretary of the Treasury.

[F. R. Doc. 50-2207; Filed, Mar. 16, 1950; 8:58 a. m.]

[T. D. 52429]

PART 8—LIABILITY FOR DUTIES, ENTRY OF IMPORTED MERCHANDISE

APPLICATIONS FOR IMMEDIATE DELIVERY OF MERCHANDISE

As it has been determined that the furnishing to comptrollers of customs of copies of applications on customs Form 3461 for the immediate delivery of merchandise serves no useful purpose, § 8.59 (c), Customs Regulations of 1943 (19 CFR 8.59 (c)), is amended by deleting the word "triplicate" in the first

4. An Oswego, New York, area is added to read:

Name and location (chart)	Description by geographical coordinates	Designated altitudes	Time of designation	Using agency
OSWEGO (Albany Chart).	An arc of a circle 30,000 yards in radius centered at lat. 43°30'00" N, long. 76°23'00" W, between the 20° and 10° true eastbound bearings.	Surface to unlimited.	Daylight hours, June 1 to Sept. 30, annually.	1st Army, Ft. Camp, N. Y.

(Sec. 205, 52 Stat. 924, as amended; 49 U. S. C. 425. Interprets or applies sec. 601, 52 Stat. 1007, as amended; 49 U. S. C. and Sup., 551)

This amendment shall become effective on March 21, 1950.

[SEAL] DONALD W. NYROP,
Acting Administrator of
Civil Aeronautics.

[F. R. Doc. 50-2147; Filed, Mar. 16, 1950;
8:48 a. m.]

[Supp. 7. Amdt. 23]

PART 60—AIR TRAFFIC RULES

DANGER AREA ALTERATIONS

Under sections 205 and 601 of the Civil Aeronautics Act of 1938, as amended, and § 60.13 of the Civil Air Regulations, the Administrator of Civil Aeronautics is authorized to designate as a danger area any area within which he has determined that an invisible hazard to aircraft in flight exists, and no person may operate an aircraft within

Name and location (chart)	Description by geographical coordinates	Designated altitudes	Time of designation	Using agency
SAN MIGUEL (San Francisco Chart).	Beginning at lat. 34°04'20" N, long. 120°34'15" W; NE to lat. 34°09'30" N, long. 120°20'00" W; SSE to lat. 34°00'00" N, long. 120°12'30" W; SSE to lat. 34°00'00" N, long. 120°16'00" W; due S to lat. 33°57'00" N; westerly to lat. 33°53'35" N, long. 120°22'00" W; NNW to lat. 34°04'20" N, point of beginning.	Surface to 30,000 feet.	Daylight hours.	12th Air Force and 11th Naval Div.

2. The Moses Lake, Washington, area is amended by changing the "Description by Geographical Coordinates" column to read: "Beginning at lat. 47°04'50" N, long. 119°22'00" W; due W to long. 119°51'20" W; SW to lat. 47°02'20" N, long. 119°55'00" W; due S to lat. 46°49'40" N; due E to long. 119°45'32" W; NE to lat. 46°54'30" N, long. 119°41'00" W; due E to long. 119°22'00" W; due N to lat. 47°04'50" N, long. 119°22'00" W, point of beginning."

that an invisible hazard to aircraft in flight exists, and no person may operate an aircraft within a danger area unless permission for such operation has been issued by appropriate authority. Such areas have been designated and published.

The following danger area alterations have been coordinated with the civil operators involved, the Army, the Navy, and the Air Force, through the Air Coordinating Committee, Airspace Subcommittee, and should be adopted without delay, in order to promote safety of the flying public. Compliance with the notices, procedures, and effective date provisions of section 4 of the Administrative Procedure Act would be impracticable and contrary to the public interest, and therefore is not required.

Acting pursuant to sections 205 and 601 of the Civil Aeronautics Act of 1938, as amended, and § 60.13 of the Civil Air Regulations, and in accordance with sections 3 and 4 of the Administrative Procedure Act, I hereby amend the Code of Federal Regulations, Title 14, Chapter I, Part 60, § 60.13-1, as follows:

1. The Chocolate Mountains, California, area is amended to read:

Name and location (chart)	Description by geographical coordinates	Designated altitudes	Time of designation	Using agency
CHOCOLATE MOUNTAINS (San Diego Chart).	Beginning at lat. 33°23'55" N, long. 115°33'20" W; SE along a road to lat. 33°25'50" N, long. 115°14'20" W; SW to lat. 33°28'19" N, long. 115°17'00" W; SE and NE along a road to lat. 33°22'50" N, long. 115°09'58" W; SE to lat. 33°08'45" N, long. 114°50'40" W; SW to lat. 33°01'00" N, long. 115°06'00" W; NW to lat. 33°28'30" N, long. 115°42'10" W; NE to lat. 33°22'55" N, long. 115°33'20" W, point of beginning.	Surface to 40,000 feet.	0900 to 1800, daily.	COMNAV, 11th and 12th Naval Divisions, San Diego, Calif.

lat. 37°31'10" N, long. 121°31'00" W; SE to lat. 37°20'35" N, long. 121°06'00" W, point of beginning."

3. The Guadalupe Mountains, New Mexico, area is amended by changing the "Description by Geographical Coordinates" column to read: "Beginning at lat. 32°18'00" N, long. 104°52'00" W; due S to lat. 32°00'00" N; due W to long. 105°33'00" W; due N to lat. 32°06'30" N; NE to lat. 32°18'00" N, long. 105°20'00" W; due E to lat. 32°18'00" N, long. 104°52'00" W, point of beginning."

sentence and substituting "duplicate" therefor.

(R. S. 151, 251, sec. 624, 48 Stat. 759; 5 U. S. C. 22, 19 U. S. C. 66, 1624. Interprets or applies sec. 448, 46 Stat. 714; 19 U. S. C. 1448)

[SEAL] FRANK DOW,
Commissioner of Customs.
Approved: March 10, 1950.

JOHN S. GRAHAM,
Acting Secretary of the Treasury.
[F. R. Doc. 50-2205; Filed, Mar. 16, 1950;
8:48 a. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

Subchapter A—Civil Air Regulations

[Supp. 7. Amdt. 23]

PART 60—AIR TRAFFIC RULES

DANGER AREA ALTERATIONS

Under sections 205 and 601 of the Civil Aeronautics Act of 1938, as amended, and § 60.13 of the Civil Air Regulations, the Administrator of Civil Aeronautics is authorized to designate as a danger area any area within which he has determined

Name and location (chart)	Description by geographical coordinates	Designated altitudes	Time of designation	Using agency
CHOCOLATE MOUNTAINS (San Diego Chart).	Beginning at lat. 33°23'55" N, long. 115°33'20" W; SE along a road to lat. 33°25'50" N, long. 115°14'20" W; SW to lat. 33°28'19" N, long. 115°17'00" W; SE and NE along a road to lat. 33°22'50" N, long. 115°09'58" W; SE to lat. 33°08'45" N, long. 114°50'40" W; SW to lat. 33°01'00" N, long. 115°06'00" W; NW to lat. 33°28'30" N, long. 115°42'10" W; NE to lat. 33°22'55" N, long. 115°33'20" W, point of beginning.	Surface to 40,000 feet.	0900 to 1800, daily.	COMNAV, 11th and 12th Naval Divisions, San Diego, Calif.

2. The Vernalis, California, areas are amended by changing the "Description by Geographical Coordinates" column to read: "North Area: Beginning at lat. 37°37'00" N, long. 121°11'35" W; SSE to lat. 37°20'35" N, long. 121°06'00" W; NW to lat. 37°31'10" N, long. 121°31'00" W; NNW to lat. 37°37'00" N, long. 121°32'40" W; due E to lat. 37°37'00" N, long. 121°11'35" W, point of beginning. South Area: Beginning at lat. 37°20'35" N, long. 121°06'00" W; SSE to lat. 37°06'00" N, long. 121°00'45" W; WNW to lat. 37°12'00" N, long. 121°25'30" W; NNW to

3. A Big Delta, Alaska, area is added to read:

Name and location (chart)	Description by geographical coordinates	Designated altitudes	Time of designation	Using agency
BIG DELTA (WAC 77, 117).	Beginning at lat. 63°50'00" N, long. 145°40'00" W; due S to lat. 63°28'00" N; WNW to lat. 63°42'00" N, long. 146°16'00" W; due N to lat. 63°55'00" N; NE to lat. 64°01'30" N, long. 145°57'00" W; SE to lat. 64°00'00" N, long. 145°53'00" W; counterclockwise along the arc of a circle with a radius of 5 miles, centered at lat. 63°50'00" N, long. 145°43'30" W, to lat. 63°55'00" N, long. 145°40'00" W, point of beginning, excluding those portions which lie within civil airways.	Surface to 60,000 feet.	Hours of daylight, 7 days a week.	Arctic Test Branch, Army Air Forces, Big Delta, Alaska.

(Sec. 205, 52 Stat. 984, as amended; 49 U. S. C. 425. Interprets or applies sec. 601, 52 Stat. 1007, as amended; 49 U. S. C. and Sup., 551)

This amendment shall become effective on March 17, 1950.

[SEAL] DONALD W. NYROP,
Acting Administrator of
Civil Aeronautics.

[F. R. Doc. 50-2148; Filed, Mar. 16, 1950;
8:48 a. m.]

TITLE 24—HOUSING AND HOUSING CREDIT

Chapter VIII—Office of Housing Expediter

[Controlled Housing Rent Reg., Amdt. 227]

[Controlled Rooms in Rooming Houses and Other Establishments Rent Reg., Amdt. 225]

PART 825—RENT REGULATIONS UNDER THE HOUSING AND RENT ACT OF 1947, AS AMENDED

CALIFORNIA, OHIO AND OKLAHOMA

The Controlled Housing Rent Regulation (§§ 825.1 to 825.12) and the Rent Regulation for Controlled Rooms in Rooming Houses and Other Establishments (§§ 825.81 to 825.92) are amended in the following respects:

1. Schedule A, Item 30, is amended to describe the counties in the Defense-Rental Area as follows:

Orange County except (1) the Cities of Fullerton, Huntington Beach, Laguna Beach and Newport Beach, (2) that portion of Orange County lying south of the south line of Township Six South, Range Eight West, San Bernardino Base and Meridian, and the easterly and westerly prolongation of said south line, and (3) that portion of Orange County beginning at the intersection of the north line of Section 12, Township 5 South, Range 12 West, San Bernardino Base and Meridian with the westerly line of said Orange County; running thence from said point of beginning easterly along Section lines to the northeast corner of Section 9, Township 5 South, Range 11 West, San Bernardino Base and Meridian; thence southerly along section lines to the northerly boundary line of the City of Huntington Beach; thence westerly and southerly along said boundary line of the City of Huntington Beach to the ordinary high tide line of the Pacific Ocean; thence northwesterly along said high tide line to the westerly boundary line of Orange County; thence northeasterly along said boundary line to the point of beginning; including the incorporated City of Seal Beach, and the unincorporated communities of Sunset Beach and Surfside.

Los Angeles County, except Catalina Township and the Cities of Alhambra, Bell, Beverly Hills, Covina, El Monte, Glendale, Huntington Park, La Verne, Long Beach, Maywood, Monrovia, Pasadena, Pomona, Santa Monica, Signal Hill, South Gate, and South Pasadena.

This decontrols the City of Signal Hill in Los Angeles County, California, a portion of the Los Angeles, California, Defense-Rental Area, on the Housing Expediter's own initiative in accordance with section 204 (c) of the Housing and Rent Act of 1947, as amended.

2. Schedule A, Item 224, is amended to describe the counties in the Defense-Rental Area as follows:

Summit County, except the Villages of Hudson, Silver Lake, and Tallmadge.

This decontrols the Village of Tallmadge in Summit County, Ohio, a portion of the Akron, Ohio, Defense-Rental Area, based on a resolution submitted in accordance with section 204 (j) (3) of the Housing and Rent Act of 1947, as amended.

3. Schedule A, Item 251, is amended to describe the counties in the Defense-Rental Area as follows:

Osage County, except the Cities of Pawhuska, Shidler, and Hominy; and Tulsa County, except the Town of Highland Park and the City of Sand Springs.

This decontrols the City of Hominy in Osage County, Oklahoma, a portion of the Tulsa, Oklahoma, Defense-Rental Area, based on a resolution submitted in accordance with section 204 (j) (3) of the Housing and Rent Act of 1947, as amended.

(Sec. 204, 61 Stat. 197, as amended; 50 U. S. C. App. Supp. 1894)

This amendment shall become effective March 15, 1950.

Issued this 14th day of March 1950.

TIGHE E. WOOD,
Housing Expediter.

[F. R. Doc. 50-2202; Filed, Mar. 16, 1950;
8:57 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VII—Department of the Air Force

Subchapter C—Claims and Accounts

PART 836—CLAIMS AGAINST THE UNITED STATES

PERSONNEL CLAIMS

The reference made to § 536.27, Chapter V, Department of the Army, in F. R.

Document 49-7917 (14 F. R. 5991), as being applicable to the Department of the Air Force is hereby rescinded and the following substituted therefor.

Pursuant to the authority conferred by sections 207 (f) and 208 (e) of the National Security Act (61 Stat. 503, 504; 5 U. S. C. Sup. II, 626 (f), 626c (e), Transfer Order 34, April 28, 1949 (14 F. R. 2509), and cited laws, the following regulations are hereby prescribed:

PERSONNEL CLAIMS

Sec.	Purpose.
836.90	Purpose.
836.91	Effective date.
836.92	Claims payable.
836.93	Claims not payable.
836.94	Type, quantity, and ownership of property.
836.95	Expensive articles; barter; depreciation.
836.96	Statute of limitations.
836.97	Demand on carrier.
836.98	Demand on insurer.
836.99	Failure to make demand on carrier or insurer.
836.100	Transfer of rights against carrier or insurer.
836.101	Proration of recovery from carrier or insurer.
836.102	Proration in event of excess baggage.
836.103	Claims within provisions of other regulations.
836.104	Investigation procedure.
836.105	Action by claimant.
836.106	Investigation and processing of claims.
836.107	Replacement in kind.
836.108	Approval and payment.

AUTHORITY: §§ 836.90 to 836.108 issued under sec. 1, 59 Stat. 225; 31 U. S. C. 222c. DERIVATION: AFR 112-7.

§ 836.90 Purpose. Sections 836.90 to 836.108 outline the procedure for administrative settlement of claims of military and civilian personnel of the Department of the Air Force or of the United States Air Force for personal property damaged, lost, destroyed, captured, or abandoned incident to their service.

§ 836.91 Effective date. All claims involving the Department of the Air Force or the United States Air Force otherwise within the provisions of §§ 836.90 to 836.108 will be processed by the Department of the Air Force: *Provided*, That they accrued on or after September 26, 1947, the effective date of the transfer of the Army Air Forces to the Department of the Air Force and the United States Air Force pursuant to the National Security Act of 1947 by Transfer Order No. 1 (12 F. R. 6616). Claims arising out of Army Air Forces activities which accrued prior to September 26, 1947, will be referred to the Department of the Army.

§ 836.92 Claims payable—(a) General. Any claim falling within the statutory provisions of the Military Personnel Claims Act of 1945 (sec. 1, 59 Stat. 225; 31 U. S. C. 222c), not hereinafter excluded, may be submitted for consideration and in proper cases approved for payment.

(b) Examples. The principal types of claims payable under the provisions of §§ 836.90 to 836.108 when damage, loss, destruction, capture, or abandonment of personal property occurs incident to the service of the claimant are as follows:

(1) Property located at quarters or in Government custody. Where property is

damaged or destroyed by fire, flood, hurricane, or other serious occurrence while located at

(i) Quarters wherever situated, occupied by the claimant, which were assigned to him or otherwise provided in kind by the Government; or

(ii) Quarters not within the Continental United States, occupied by the claimant, but not assigned to him or otherwise provided in kind by the Government (for the purposes hereof, Alaska is deemed not to be within the Continental United States), except where the claimant, if a civilian employee, is a local inhabitant or not a national of the United States; or

(iii) Where property is damaged, lost, or destroyed while in the custody of the Government.

(2) *Transportation losses.* Where property, including baggage checked, is damaged, lost, or destroyed incident to transportation by a carrier or an agent or agency of the Government:

(i) When shipped under orders; or

(ii) In connection with travel under orders; or

(iii) In connection with travel in performance of military duty with or without troops.

Claims for transportation losses may be approved only to the extent that the shipment conforms to the provisions of Air Force Regulation 75-30, April 29, 1949.

(3) *Marine or aircraft disaster.* Where property is damaged, lost, destroyed, or abandoned in consequence of perils of the sea or hazards in connection with the operation of aircraft.

(4) *Enemy action or public service.* Where property is damaged, lost, destroyed, captured, or abandoned as a result of enemy action or threat thereof, combat or activities incident thereto, belligerent activities or unjust confiscation by a foreign power or its nationals, civil disturbances, public disasters, or the saving of Government property or human life.

(5) *Money.* (i) When commercial facilities are not available and personal funds are accepted by personnel acting with authority of the unit or detachment commanding officer for safekeeping, soldiers' deposit, transmission by personal transfer account, or other authorized disposition, and such personal funds are neither applied as directed by the owner nor returned to him, such losses are reimbursable when established by satisfactory evidence.

(ii) A claim for loss of personal funds under this subparagraph may not be approved in an amount greater than that which it was clearly reasonable for the claimant to have in his possession under the circumstances existing at the time of loss.

§ 836.93 *Claims not payable.* Claims otherwise within the scope of § 836.92 are nevertheless not payable under the provisions of §§ 836.90 to 836.108 when the damage, loss, destruction, capture, or abandonment incident to service involves any of the following:

(a) *Unserviceable property.* Worn out or unserviceable property.

(b) *Trophies.* War trophies and similar items.

(c) *Articles acquired for other persons.* Articles intended directly or indirectly for persons other than the claimant or members of his immediate family, such as articles acquired to be disposed of as gifts or for sale.

(d) *Jewelry.* Jewelry (except costume jewelry).

(e) *Intangible property.* Choses in action, or evidence thereof, such as bank books, checks, promissory notes, stock certificates, bonds, bills of lading, warehouse receipts, baggage checks, insurance policies, money orders, and travelers' checks.

(f) *Government property.* Property owned by the United States.

(g) *Motor vehicles.* Claims for motor vehicles ordinarily will not be paid. However, under special or unusual circumstances (see § 836.92 (b) (4)), such claims may be recommended to the approving authority for consideration.

(h) *Enemy property.* Property of civilian employees who are nationals of a country at war with the United States, or of any ally of such country, except as it is determined that the claimant is friendly and at the time of loss was friendly to the United States; and the property of prisoners of war detained or enemy aliens interned by the United States or its allies.

(i) *Losses of subrogees.* Losses of insurers and other subrogees.

(j) *Losses recoverable from insurer or carrier.* Losses, or any portion thereof, which have been recovered or are recoverable from an insurer or a carrier.

(k) *Contractual coverage.* Losses, or any portion thereof, which have been recovered or are recoverable pursuant to contract.

(l) *Negligence of claimant.* Where the damage to or loss, destruction, capture, or abandonment of property was caused in whole or in part by any negligence or wrongful act on the part of the claimant, or his agent or employee acting within the scope of his employment.

(m) *Losses concurrent with or after death.* Property damaged, lost, destroyed, captured, or abandoned concurrently with or subsequent to death. (See 26 Comp. Gen. 613 February 20, 1947.)

(n) *Violation of directives.* No allowance will be made for any item where the evidence indicates that the acquisition, possession, or transportation thereof was in violation of the pertinent directives of any of the armed services.

§ 836.94 *Type, quantity, and ownership of property.*—(a) *Type and quantity.* In determining whether property damaged, lost, destroyed, captured or abandoned was reasonable, useful, necessary or proper under the attendant circumstances, the approving authority will give consideration to the type and quantity involved and the circumstances attending its acquisition and use. Among these items of personal property is such property as by law or regulation is required to be possessed or used by military personnel or civilian employees

of the Department of the Air Force or of the Air Force incident to their service.

(b) *Ownership or custody.* Claims which are otherwise within the provisions of §§ 836.90 to 836.108 will not be disapproved for the sole reason that the property was not in the possession of the claimant at the time of the damage, loss, destruction, capture, or abandonment, or for the sole reason that the claimant was not the legal owner of the property in relation to which the claim is made. For example, property may be the subject of a claim even though borrowed from others.

§ 836.95 *Expensive articles; barter; depreciation.*—(a) *Expensive articles.* Allowance for expensive articles, including heirlooms and antiques, or for items purchased at unreasonably high prices, will be based upon fair and reasonable prices for substitute articles of a similar type.

(b) *Articles acquired by barter.* Allowance for articles acquired by barter will not exceed the cost of the articles tendered in barter. No reimbursement will be made for articles acquired in black market or other prohibited activities.

(c) *Depreciation.* Claims processed under the provisions of §§ 836.90 to 836.108 will be subject to a reasonable depreciation in value, taking into consideration the type of article involved and the time elapsed between the date of acquisition and the date of accrual of the claim.

§ 836.96 *Statute of limitations.* No claim may be paid under the provisions of §§ 836.90 to 836.108 unless presented in writing within 1 year after the occurrence of the accident or incident out of which the claim arises: *Provided*, That if the accident or incident occurs in time of war, or if war intervenes within 2 years after its occurrence, a claim may, if good cause for delay is shown, be presented within 1 year after peace is established.

§ 836.97 *Demand on carrier.* (a) Whenever property is damaged, lost, or destroyed while being transported by a carrier, the claimant shall make a written demand upon the last carrier known or believed to have handled the shipment for reimbursement for such damage, loss, or destruction. If more than one bill of lading or contract was issued, a separate demand should be made upon the last carrier under each bill of lading or contract. The demand should be made prior to the filing of a claim against the Government under the provisions of §§ 836.90 to 836.108 and within the period provided by statute, by regulations of the Interstate Commerce Commission, or by other applicable limitation and, in any event, within 9 months subsequent to the date of delivery of the shipment or, if no portion of the shipment is delivered, within 9 months subsequent to the date when delivery would in the normal course have been made. The liability of the carrier is governed by the terms of the bill of lading or contract. The liability of a rail carrier with respect to property shipped on a Government bill of lading is normally limited to 10 cents

per pound for each article damaged, lost, or destroyed; the liability is normally limited to 30 cents per pound if shipped by motor carrier; the liability is normally limited to 50 cents per pound if shipped by railway express. As the portion of any loss which is recovered or recoverable from a carrier must be deducted from the amount otherwise payable by the Government, under the provisions of §§ 836.90 to 836.108, it is important that the claimant accept from the carrier any payment correctly determined in satisfaction of the carrier's limited liability as outlined above. Copies of this demand and of any subsequent demands and related correspondence, as well as the originals of any replies, should be retained by the claimant for presentation with any claim subsequently filed against the Government under the provisions of §§ 836.90 to 836.108. In the event that the carrier denies liability or fails to reply to the claimant's demand within a reasonable time, it may be presumed that no amount is recoverable. If the carrier should make settlement after the claim has been settled, refund will be made to the Treasurer of the United States through Headquarters United States Air Force.

(b) Demands on carriers will be made by letter in substantially the following form:

DEMAND ON CARRIER

(Name of carrier)	(Date)
(Address)	
GENTLEMEN:	
Claim is presented by the undersigned for	
in connection with the	
(Loss or damage)	
following shipment: from	(Consignor)
	to
(City, town or station)	(Consignee)
	In connection with
(City, town or station)	
(Bill of lading, contract, or baggage check)	
No. dated	covering shipment of
(Household goods, foot locker, flight bag, etc.)	
described as follows:	
Description of container (or of article if uncrated)	Approximate weight (lbs)
.....	
.....	
.....	
Nature and extent of damage	Amount claimed
.....	\$.....
.....	
Total amount of claim. \$.....	
Detailed description of property lost or damaged, including identifying marks on containers:	
.....	
.....	
Remarks:	
.....	
.....	
Yours very truly,	
(Name)	
(Address)	

§ 836.98 *Demand on insurer.* Whenever property damaged, lost, destroyed, captured, or abandoned was insured in whole or in part, the claimant should make a written demand upon the insurer for reimbursement under the terms and conditions of the insurance coverage. Such demand should be made prior to the filing of the claim against the Government under the provisions of §§ 836.90 to 836.108 and within the time limit provided in the policy. Copies of such demand and of any subsequent demands and related correspondence, as well as the originals of any replies, should be retained by the claimant for presentation with any claim subsequently filed against the Government under the provisions of §§ 836.90 to 836.108. In the event the insurer denies liability or fails to reply within a reasonable time, it may be presumed that no amount is recoverable.

§ 836.99 *Failure to make demand on carrier or insurer.* In cases where, under the provisions of §§ 836.90 to 836.108, demand on a carrier or insurer is required and the claimant fails to make such demand seasonably, or fails to make reasonable efforts to collect the amount recoverable, the amount otherwise payable under the provisions of §§ 836.90 to 836.108 will be reduced by the maximum amount recoverable if claim therefor had been filed seasonably, except where it is specifically found that the circumstances of claimant's service were such as to preclude seasonable filing of the claim or that a demand in any event was impracticable.

§ 836.100 *Transfer of rights against carrier or insurer.* Whenever a carrier or insurer denies liability or fails to satisfy such liability and a claim for the property in relation to which the claim is made is approved under the provisions of §§ 836.90 to 836.108 without deduction of the amount for which the carrier or insurer is deemed liable, the claimant by the acceptance of payment of the claim under the provisions of §§ 836.90 to 836.108 will be deemed to have assigned to the United States, to the extent of the deductions not so made, his right, title, and interest in and to any claim he may have against the carrier or insurer and to have agreed that he will, upon request, execute and deliver to the United States written assignment thereof together with the original or a copy of the bill of lading or contract, insurance policy, and all other papers which may be required to enable the United States to press the claim against the carrier or insurer.

§ 836.101 *Proration of recovery from carrier or insurer.* When the amount recovered or recoverable by the claimant from a carrier or insurer is less than the total loss, the amount so recovered or recoverable will be prorated between the amount approved and the amount disapproved, including that portion of damage allocated to excess baggage. The proration will be computed by the approving authority.

§ 836.102 *Proration in event of excess baggage.* Where claim is made under § 836.92 (b) (2) for damage, loss, or

destruction of property comprising a shipment, the total weight of which is in excess of the regulation allowance of baggage permitted to be shipped at Government expense, there may be approved for payment only that proportionate part of the total damage, loss, or destruction which the regulation allowance on the basis of weight bears to the total weight shipped. When two or more shipments are made under or in connection with the same orders and the regulation allowance is exhausted or exceeded by the first, or by the first and succeeding shipments, all further shipments will be deemed not to be within the provisions of §§ 836.90 to 836.108.

§ 836.103 *Claims within provisions of other regulations.* Claims within the scope of §§ 836.90 to 836.108 which are also within the scope of regulations governing nonnegligence claims, tort claims, claims under Article of War 105 or claims arising in foreign countries (14 F. R. 5993-5998, 15 F. R. 867-870) will be initially investigated and processed under the provisions of §§ 836.90 to 836.108 which is preemptive of other claims regulations. Such claims will be forwarded through channels to The Judge Advocate General, Headquarters United States Air Force, Washington 25, D. C. The determination of whether any such claims should be settled under other regulations will be made by the approving authority.

§ 836.104 *Investigation procedure.* So far as consistent with the provisions of § 836.90 to 836.108, the procedure set forth in §§ 836.1 to 836.7 (14 F. R. 5991) will be followed with respect to the technique of investigation, the preparing of reports of investigation, and the forwarding of papers relating to the claim.

§ 836.105 *Action by claimant—(a) Claimants.* Only military personnel or civilian employees of the Department of the Air Force or of the United States Air Force or their duly authorized agents or legal representatives (see § 836.3 (a) and (d) (14 F. R. 5992)) may be claimants under §§ 836.90 to 836.108. In the event of the death of the military personnel or civilian employee subsequent to the accident or incident out of which the claim arose and prior to his filing a claim in person or by a duly authorized agent, the claim may be presented in the name of the decedent by any of the following:

- (1) A duly appointed executor or administrator.
- (2) The widow or widower of the decedent.
- (3) Any child or other descendant of the decedent.
- (4) The father or mother of the decedent; or
- (5) Any brother or sister, or any descendant of any brother or sister of the decedent.

(b) *Form of claim.* The claim will be submitted by presenting a detailed statement in triplicate, signed by or on behalf of the claimant, on the appropriate claim form. Any claim conforming to the requirements of § 836.3 (b) (14 F. R. 5992), however, will be accepted, provided it affirmatively shows:

RULES AND REGULATIONS

(1) That the claim is being filed pursuant to §§ 836.1 to 836.7 (14 F. R. 5991-5993).

(2) That the damage, loss, destruction, capture, or abandonment was not caused in whole or in part by any negligence or wrongful act on the part of the claimant, or his agent or employee.

(3) That none of the property has been recovered and that none has been replaced by the Government (except as shown); and

(4) That the damage, loss, destruction, capture, or abandonment was or was not covered by insurance. If covered by insurance, the following information also should be given:

(i) Type and amount of insurance.
(ii) Insurance policy or copy thereof or explanation as to inability to furnish same.

(iii) Certificate of demand on insurer, together with copies of demand and all correspondence relating thereto.

(iv) Amount of recovery, if any.

(5) If the damage, loss, destruction, capture, or abandonment is asserted pursuant to § 836.92 (b) (2) (transportation losses) and a carrier is involved, a certificate should be inclosed stating a claim has been asserted against the carrier pursuant to § 836.97 (b), and giving the result thereof, or stating that a demand would be unavailing. (See § 836.100.) All correspondence relating thereto should be attached.

(6) That no previous claim for the damage, loss, destruction, capture, or abandonment has been made (except as shown).

(c) *Evidence to be submitted by claimant.* Requirements as to evidence generally are covered in §§ 836.1 to 836.7 (14 F. R. 5991-5993). However, under §§ 836.90 to 836.108 certain specific types of evidence are required in particular classes of claims as follows:

(1) If claim is asserted under § 836.92 (b) (1) (property located at quarters):

A statement in detail including, if the property was located at quarters, the geographical location thereof, whether such quarters were assigned or otherwise provided in kind by the Government, and whether the quarters were at the time regularly occupied by the claimant. If the property was located at an authorized place other than quarters, the claimant should state the geographical location thereof, the name and designation of the authority designating such place as a proper place for the property to be left or located. In either case, the actual facts and circumstances attending the damage or destruction should be stated.

(2) If claim is asserted under § 836.92 (b) (2) (transportation losses):

(i) Copy of orders authorizing the travel, transportation, or shipment. If such copies are not obtainable, there should be included in lieu thereof a certificate, corroborated if possible by a sworn statement of at least one person explaining the absence of the orders, stating the substance thereof and setting forth sufficient facts to establish the travel, if any, by the claimant and the transportation or shipment of the property.

(ii) If request for shipment of articles of gold or silver, paintings and other precious articles of extraordinary value which may be shipped by railway express has been made, the facts and circumstances thereof and whether or not the goods were so shipped.

(iii) Statement specifying the weight limit of claimant's regulation allowance of baggage under the attendant circumstances and total weight of the shipment.

(iv) In cases of missing baggage or effects, a statement regarding the steps taken by the claimant in an effort to locate the property. (Attach all correspondence to the statement.) A check will be made with all quartermaster depots designated to receive lost or unidentified property.

(v) Statement, in cases where property was turned over to a quartermaster, transportation or supply officer, or contract packer, setting forth the following:
(a) Name (or designation) and address of quartermaster, transportation or supply officer, or contract packer.

(b) Date property was turned over.
(c) Condition of property when turned over.

(d) When and where property was packed.

(e) Methods of packing and crating.

(f) Date when property was shipped and reshipped.

(g) Copies of all manifests, bills of lading, and contracts.

(h) Date and place of delivery of property to claimant.

(i) Date property was unpacked.

(j) Statement by quartermaster, transportation officer, or supply officer on the condition of property when received and delivered; on handling and storage; on the reasons for and conditions of storage, whether property was handled by local carrier, and whether damage occurred during such handling.

(k) Inventory of items filed with the request for transportation in accordance with the provisions of Air Force Regulation 75-30, April 29, 1949.

(l) Whether, at the time the shipment was received from the last common carrier, any notation was made on the paper acknowledging receipt thereof, indicating any loss, damage, or discrepancy.

(m) Whether, at the time the shipment was received from the local civilian carrier, any notation was made on the paper acknowledging receipt thereof, indicating any loss, damage, or discrepancy.

(3) If claim is asserted under § 836.92 (b) (3) (marine or aircraft disaster):

(i) Copy of orders or other available evidence to establish claimant's lawful right or that of his property, to be on board.

(ii) Statement in detail of the actual facts and circumstances of the disaster.

(4) If claim is asserted under § 836.92 (b) (4) (enemy action or public service):

(i) Copy of orders or other available evidence to establish claimant's rightful entry into area or location involved.

(ii) Statement in detail of the actual facts and circumstances showing that the property was damaged, lost, destroyed, or captured by the enemy or was destroyed or abandoned to prevent

its falling into the hands of the enemy, or that the loss was due to combat or activities incident thereto, or by reason of hostile or belligerent activities in the course of warfare to which the United States was not a party, including but not limited to confiscation, guerrilla activity or organized brigandage, or in the case of public service, facts and circumstances in detail showing that the property involved was previously in a position of safety but was damaged, lost, destroyed, or abandoned as a direct consequence of claimant having given his attention to saving Government property or human life.

(5) If claim is asserted under § 836.92 (b) (5) (money):

A statement in detail setting forth the actual facts and circumstances attending the damage, loss, destruction, capture or abandonment including receipts relating thereto, or an affidavit explaining the failure to present same, the names, grades, service numbers if any, and addresses of the Government agents or employees whose acts or omissions caused the loss, and the facts relied upon to establish that such agents or employees were acting within the scope of their employment.

(d) *Filing of claim.* All claims within the provisions of §§ 836.90 to 836.108 will be submitted to the commanding officer of the organization to which the claimant belongs or with which he is serving if practicable, otherwise to the commanding officer of any base or installation, if practicable the one nearest the point where investigation of the facts and circumstances can be made most conveniently. Acceptance of a claim for filing will not be refused even though the claim appears not to be within the provisions of §§ 836.90 to 836.108.

§ 836.106 *Investigation and processing of claims—*(a) *Reference to claims officer.* The commanding officer will refer the claim, with all then available information relating thereto, to his claims officer, appointed under §§ 836.1 to 836.7 (14 F. R. 5991-5993), for investigation and report.

(b) *Form of report.* Report by the claims officer will be submitted on the appropriate form, except where such forms are not available through normal distribution channels, in which case the report should set forth substantially the same information.

(c) *Action by commanding officer or the staff judge advocate.* The commanding officer or his staff judge advocate will review the file and determine whether the findings of the claims officer are complete, whether the facts and evidence are clearly stated, and whether the recommendation of the claims officer is supported by adequate evidence. In proper cases, the report will be referred again to the unit claims officer for further investigation and correction of deficiencies. The commanding officer or his staff judge advocate will by first indorsement approve the report without qualification, or with stated exceptions.

(d) *No opinion to be expressed to claimant.* Prior to action on the claim by the final approving authority, no recommendation will be revealed to the

claimant and no opinion will be expressed to him on whether the claim will be approved or disapproved.

(e) *Forwarding of claim.* Unless replacement in kind of all items claimed is made as permitted under §§ 836.107, the commanding officer or his staff judge advocate will forward the original and two copies of (1) the claims officer's report, (2) the claim and (3) supporting papers through channels to The Judge Advocate General, Headquarters United States Air Force, Washington 25, D. C.

§ 836.107 *Replacement in kind.* Any claim may be acted upon by the commanding officer (acting in person or through his staff judge advocate or, if no judge advocate is available, another designated officer on his staff) of the organization to which the claimant belongs or with which he is serving, or at which he temporarily may be, to the extent of directing the replacement in kind, by a local quartermaster or supply officer from stocks then available, of personal property damaged, lost, destroyed, captured, or abandoned within the provisions of §§ 836.90 to 836.108. The claim then will be processed in accordance with other provisions of §§ 836.90 to 836.108, but will not be forwarded to higher authority. Such action by or for the commanding officer in directing replacement in kind, and replacement in accordance with such action, will be final and conclusive for all purposes. If replacement in kind is made for all items claimed, all copies of the report, claim, and related papers will be retained for the property records of the organization making the replacement.

§ 836.108 *Approval and payment—(a) Approving authorities.* Claims submitted under the provisions of §§ 836.90 to 836.108 will be considered, ascertained, adjusted, determined, settled and, when substantiated as within the provisions of §§ 836.90 to 836.108, will be approved or disapproved by the officer or officers designated by the Secretary of the Air Force for that purpose.

(b) *Notice to claimant.* Upon disapproval of a claim by the approving authority, the claimant will be notified in writing of the action taken and the reason therefor.

(c) *Reconsideration of action.* The action of the approving authority in disapproving a claim in whole or in part may be reconsidered upon discovery of error or omission in the submission or determination of the claim. Requests for reconsideration or review will be

written and will be submitted to The Judge Advocate General, Headquarters United States Air Force, Washington 25, D. C., within 60 days after receipt of notice. Any check received in settlement of the claim must be returned with the request.

(d) *Acceptance agreement.* No acceptance agreement by the claimant is necessary, and no such agreement will be required or included in the file at any stage in the processing of the claim.

(e) *Payment.* Upon approval of a claim in whole or in part, the claim, with related file, will be transmitted by the approving authority to the appropriate disbursing officer for payment. In situations where the claim is filed subsequent to death, the claim may be approved only in the name of the decedent, whereupon the claim will be forwarded by the approving authority to The Judge Advocate General for reference (through the appropriate disbursing officer) to the General Accounting Office for settlement; in such cases, regarding claims of military personnel, determination of the persons entitled to payment will be in accordance with the provisions of the act of June 30, 1906 (34 Stat. 750; 10 U. S. C. 868), as amended, and regarding claims of other persons, determination will be made by the General Accounting Office.

[SEAL]

L. L. JUDGE,
Colonel, U. S. Air Force,
Air Adjutant General.

[F. R. Doc. 50-2146; Filed, Mar. 16, 1950;
8:48 a. m.]

TITLE 39—POSTAL SERVICE

Chapter I—Post Office Department

PART 35—PROVISIONS APPLICABLE TO THE SEVERAL CLASSES OF MAIL MATTER

PART 84—PAYMENT OF CERTIFICATES AND INTEREST

MISCELLANEOUS AMENDMENTS

a. In § 35.4 *Mailing of matter without stamps affixed* (39 CFR 35.4; 15 F. R. 489) amend paragraph (a) (2) to read as follows:

(2) Metered mail should be presented at the post office or a station thereof in order to expedite dispatch. However, first-class mail may be deposited in street or building receptacles, provided it is securely tied in bundles to prevent its becoming mixed with other mail. Permit holders should advise the postmaster of the location of the receptacles they select as depositories.

(R. S. 161, 396, 3921, sec. 24, 20 Stat. 361, sec. 2, 33 Stat. 440, secs. 12, 13, 39 Stat. 162, sec. 5, 41 Stat. 583, secs. 304, 309, 42 Stat. 24, 25, sec. 206, 43 Stat. 1067, sec. 6, 45 Stat. 941, 46 Stat. 264, 526, 62 Stat. 781; 5 U. S. C. 22, 369, 18 U. S. C. 1716, 39 U. S. C. 250, 273, 291, 291a, 295, 365, 370)

b. In Part 84, *Payment of Certificates and Interest* (39 CFR 84.1 to 84.8) make the following changes:

1. Redesignate § 84.5 as § 84.4 *Payment through a representative.*

2. Redesignate § 84.6 as § 84.5 *Withdrawal by mail.*

3. Redesignate § 84.7 as § 84.6 *Payment of accounts of deceased or incompetent depositors.*

4. Redesignate § 84.8 as § 84.7 *Withdrawal of bankruptcy funds deposits.*

5. Insert § 84.8 (section number reserved.)

(R. S. 161, 396, sec. 1, 36 Stat. 814, as amended, sec. 304, 309, 42 Stat. 24, 25; 5 U. S. C. 22, 369, 39 U. S. C. 751)

[SEAL]

J. M. DONALDSON,
Postmaster General.

[F. R. Doc. 50-2154; Filed, Mar. 16, 1950;
8:54 a. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service, Department of the Interior

Subchapter F—Alaska Commercial Fisheries

MISCELLANEOUS AMENDMENTS TO SUBCHAPTER

Correction

In Federal Register Document 50-1893, appearing at page 1271 of the issue for Thursday, March 9, 1950, the following corrections are made:

1. The headnote of Part 103 should read: "Part 103—Kotzebue-Yukon-Kuskokwim Area."

2. The statutory citation following § 114.7 should be deleted.

3. In § 114.10 (a) "Alack" should read "Alseck".

4. In § 116.6a "Ildefense" should read "Ildefonso".

5. In § 117.6 "October 3" should read "October 5".

6. The headnote of Part 121 should read: "Part 121—Southeastern Alaska Area, Sumner Strait District, Salmon Fisheries."

7. The eleventh and twelfth lines of § 121.2 should read: "Keku Strait at 56 degrees 40 minutes north latitude, the watershed of Kulu".

PROPOSED RULE MAKING

DEPARTMENT OF THE TREASURY

United States Coast Guard

[46 CFR, Parts 52, 55, 56, 136, 137]

[CGFR 50-6]

INSPECTION AND NAVIGATION REGULATIONS MERCHANT MARINE COUNCIL PUBLIC HEARING ON PROPOSED CHANGES

1. The Merchant Marine Council will hold a public hearing on March 28, 1950,

commencing at 9:30 a. m., in Room 4120, Coast Guard Headquarters, 13th and E Streets, N. W., Washington, D. C., to consider proposed changes in regulations. The proposed changes prescribed herein supplement those contained in Coast Guard Federal Register Document CGFR 50-2, Federal Register Document 50-1378, which was published in the FEDERAL REGISTER February 17, 1950, 15 F. R. 871.

2. The proposed changes in the regulations, together with the authorities for making such changes are generally prescribed by subjects in paragraphs 4 to 15, inclusive, below. Copies of the proposed changes in the regulations have been mailed to persons and organizations who have expressed an active interest in the subjects under discussion. Copies of any of the proposed regulations may be obtained from the Commandant (CMC),

Coast Guard Headquarters, Washington 25, D. C., so long as they are available. After all extra copies available for distribution are exhausted, copies will be available for reading purposes only in Room 4104, Coast Guard Headquarters, or at the offices of the various Coast Guard District Commanders.

3. Comments on the proposed regulations are invited. All persons who desire to submit written comments, data, and views prior to the hearing for consideration in connection with the proposed changes may submit them in writing for receipt prior to March 28 by the Commandant (CMC) Coast Guard Headquarters, Washington 25, D. C., or comments, data, and views may be presented orally or in writing at the hearing. In order to insure consideration and to facilitate the checking and recording of comments, it is requested that each suggested rewording of a proposed regulation be submitted on a separate sheet of letter size paper showing the section number (if possible) and the subject with item number; the proposed change; the reason or basis (if any); and the name, business firm (if any) and address of the submitter. The written comments, data, and views should be submitted as soon as possible so they will be received prior to March 28 in order to insure consideration at the hearing and before recommendations are made concerning the proposed regulations.

ITEM IX—MARINE ENGINEERING REGULATIONS RE CONSTRUCTION

4. An Advisory Panel of Metallurgists and Engineers to the American Bureau of Shipping has recommended establishing maximum design temperatures of certain grades of carbon and alloy steel materials so as to insure safe operation at temperatures in the plastic range. These recommendations are included in the Interim Guide of the American Bureau of Shipping covering the installation of high temperature steam piping. It is proposed to amend 46 CFR 52.05-10 (b) by changing the joint efficiency of class I welded pressure vessels from 0.9 to 0.95 where stress raisers are eliminated in way of welded joints. It is also proposed to amend 46 CFR 52.55-10 by changing certain maximum allowable stresses for tubing in Table 52.55-10 (a1) by decreasing the maximum design temperature for certain grades of seamless carbon steel and seamless alloy steel so that the maximum wall temperatures for tubing material will be consistent with the proposed maximum design temperatures for piping and bolting material.

5. The authority for prescribing requirements regarding class I welded pressure vessels and maximum allowable stresses for tubing is in R. S. 4405, 4417a, 4418, 4426, 4427, 4429, 4430, 4431, 4432, 4433, 4434, 4453, 4491, sec. 14, 29 Stat. 690, 41 Stat. 305, 49 Stat. 1544, 54 Stat. 346, and sec. 5 (e), 55 Stat. 244, as amended; 46 U. S. C. 363, 366, 367, 375, 391a, 392, 404, 405, 407, 408, 409, 410, 411, 412, 435, 1333, and 50 U. S. C. 1275.

ITEM X—MARINE ENGINEERING REGULATIONS RE PIPING SYSTEMS

6. The proposed amendments regarding piping systems will incorporate certain requirements given in the Interim Guide of the American Bureau of Shipping covering the installation of high temperature steam piping. These proposed amendments are in line with the recommendations made by an Advisory Panel of Metallurgists and Engineers to the American Bureau of Shipping which established maximum design temperatures for certain grades of carbon and alloy steel piping and bolting materials so as to insure safe operation of the piping at temperatures in the plastic range. It is proposed to amend 46 CFR 55.07-1 by changing certain temperature limitations in Table 55.07-1 (b) and by reducing the temperature of casting and forging material from 850° to 800° F. in paragraph (c). It is proposed to amend 46 CFR 55.07-5 (a) by changing the formulas (1) and (2) for determining the maximum allowable pressure in the minimum thickness of pipe for maximum design temperatures. These formulas represent a smooth transition between the American Society of Mechanical Engineers and the American Standards Association piping formula, considered applicable to temperatures up to 800° F., and the standard Navy formula which appears to be more nearly representative of the stress distribution in the plastic range when piping and bolting materials are subject to temperatures above 925° F. It is proposed to amend 46 CFR 55.07-5 (c) to permit for certain services ferrous pipe material of a wall thickness of less than standard weight. It is proposed to amend the first sentence of 46 CFR 55.07-15 (e) (2) and Table 55.07-15 (e12) and Table 55.07-20 (c2) in 46 CFR 55.07-20 by decreasing the maximum design temperatures for certain materials so that they will agree with other proposed limitations recommended. It is proposed to amend paragraphs (e) and (f) of 46 CFR 55.10-10 and to add a new paragraph (j) regarding boiler feed and condensate piping. It is proposed to amend 46 CFR 55.10-70 (e) and (f) regarding overboard discharges and shell connections by specifying extra strong pipe in lieu of schedule 80 pipe for ash ejector discharge and pump connections led through the vessel's side.

7. The authority for prescribing requirements regarding piping systems is in R. S. 4405, 4417a, 4418, 4426, 4427, 4429, 4430, 4431, 4432, 4433, 4434, 4453, 4491, sec. 14, 29 Stat. 690, 41 Stat. 305, 49 Stat. 1544, 54 Stat. 346, and sec. 5 (e), 55 Stat. 244, as amended; 46 U. S. C. 363, 366, 367, 375, 391a, 392, 404, 405, 407, 408, 409, 410, 411, 412, 435, 1333, 50 U. S. C. 1275.

ITEM XI—MARINE ENGINEERING REGULATIONS RE WELDING AND BRAZING

8. The proposed amendments to the regulations regarding welding and brazing will incorporate changes which will allow an increase from the percentage used to calculate the joint efficiency in class I welding, reduce the area of pipe

welded joint to be heat treated when local stress relief is employed, and revise the requirements as to the test specimens of welded joints. The changes proposed are based on requirements of the American Society of Mechanical Engineers and the American Bureau of Shipping. It is proposed to amend 46 CFR 56.01-25 (c) to require that stress raisers in way of welded joints shall be eliminated if a fabricator elects to take advantage of the higher joint efficiency proposed to be allowed by the proposed amendment to 46 CFR 52.05-10 (b). It is proposed to amend 46 CFR 56.01-70 (f) (4) to require less areas of a pipe welded joint to be heat treated when local stress relief is employed. It is proposed to amend 46 CFR 56.05-1 (n) to permit tension test specimen of a test plate to be used under certain conditions when failure occurs in the plate and not in the weld metal.

9. The authority for prescribing requirements for welding and brazing is in R. S. 4405, 4417a, 4418, 4426, 4427, 4429-4434, 4453, 4491, sec. 14, 29 Stat. 690, 41 Stat. 305, 49 Stat. 1544, 54 Stat. 346, and sec. 5 (e), 55 Stat. 244, as amended; 46 U. S. C. 363, 366, 367, 375, 391a, 392, 404, 405, 407-412, 435, 1333, 50 U. S. C. 1275.

ITEM XII—WITNESSES AND WITNESS FEES IN MERCHANT MARINE INVESTIGATIONS

10. By Public Law 59, 81st Congress, approved May 10, 1949, the provisions of section 1821 of Title 28, United States Code, were amended by increasing the amounts allowed for per diem, mileage, subsistence, and allowance of witnesses attending any court of the United States. The provisions of R. S. 4450 (46 U. S. C. 239), as amended, authorize payment of witness fees, mileage, subsistence and allowance to witnesses required to appear in merchant marine investigations and suspension and revocation proceedings. It is, therefore, proposed to amend 46 CFR 136.11-10 (b) by increasing the witness fees from \$2 to \$4 per day, subsistence and allowances to be increased from \$3 to \$5 per day, and the mileage rate to be increased from 5¢ per mile to 7¢ per mile.

11. The authority for prescribing requirements regarding witnesses and witness fees is in R. S. 4450, 49 Stat. 1544, and sec. 5 (e), 55 Stat. 244, as amended; 46 U. S. C. 239, 367, 50 U. S. C. 1275.

ITEM XIII—VOLUNTARY SURRENDER OF LICENSES OR CERTIFICATES IN PHYSICAL OR MENTAL INCOMPETENCE CASES

12. It is proposed to amend 46 CFR 137.05-5 (a) (4) by adding authority for and a means of effecting the surrender and/or revocation of licenses or certificates where physically or mentally deficient persons refuse to undergo a physical examination.

13. The authority for prescribing requirements in suspension and revocation proceedings is in R. S. 4450, 49 Stat. 1544, and sec. 5 (e), 55 Stat. 244, as amended; 46 U. S. C. 239, 367, 50 U. S. C. 1275.

ITEM XIV—PRELIMINARY MOTIONS IN HEARING AND CORRECTION OF CHARGES AND SPECIFICATIONS

14. It is proposed to amend 46 CFR Part 137 by adding two new regulations

as §§ 137.09-27 and 137.09-28 which will provide a means for considering preliminary motions or objections to the charges and specifications in suspension and revocation proceedings, as well as to provide a means for the correction of errors of form and substance in charges and specifications prior to the arraignment of the person charged. It is intended by these proposed regulations to place a responsibility on examiners to critically examine the charges and specifications to determine their legal efficacy prior to the hearings in the suspension and revocation proceedings.

15. The authority for prescribing requirements regarding hearings regarding suspension and revocation proceedings is in R. S. 4450, as amended, 49 Stat. 1544, and sec. 5 (e), 55 Stat. 244, as amended; 46 U. S. C. 239, 367, 50 U. S. C. 1275.

Dated: March 14, 1950.

[SEAL] MERLIN O'NEILL,
Vice Admiral, U. S. Coast Guard,
Commandant.

[F. R. Doc. 50-2206; Filed, Mar. 16, 1950;
8:58 a. m.]

DEPARTMENT OF THE INTERIOR

Office of the Secretary

[43 CFR, Part 192]

NONCOMPETITIVE OIL AND GAS OFFER AND LEASE FORM, AND PROCEDURE IN ISSU- ANCE OF NONCOMPETITIVE OIL AND GAS LEASES

NOTICE OF PROPOSED RULE MAKING AND OF CANCELLATION OF HEARING

Pursuant to the authority vested in the Secretary of the Interior by section 32 of the act of February 25, 1920 (41 Stat. 450, 30 U. S. C., sec. 189), the hearing scheduled by the notice of October 24, 1949 (14 F. R. 6518), to have been held in Denver on December 1, 1949, and postponed to a later date by the notice of the Acting Secretary of the Interior dated November 18, 1949 (14 F. R. 7135), is hereby canceled.

There is attached to this notice, as Appendix A, a tentative draft of the proposed new offer and lease form, and, as Appendix B, the proposed changes in the regulations, 43 CFR 192.42-192.44. These drafts are identical with the drafts published in the FEDERAL REGISTER of October 26, 1949, 14 F. R. 6518. The proposed new noncompetitive oil and gas offer and lease form is under consideration to be used in issuing noncompetitive oil and gas leases under section 17 of the act of February 25, 1920 (30 U. S. C. sec. 226).

Interested persons may submit written comments, suggestions, or objections with respect to the proposed new offer and lease form and the change in the regulations to the Director of the Bureau of Land Management, Washington 25, D. C., within 30 days from the date of publication of this notice.

The purpose of the proposed new offer and lease form and the amendment to the regulations is to enable the Department to give quick service in the issuance

of oil and gas leases with a minimum of effort on the part of both the applicant who offers to take a noncompetitive lease and the Department.

It is also proposed to change the procedure in the issuance of noncompetitive oil and gas leases on applications now pending by directing the issuing officer, in instances where a lease application is in conflict with a prior pending application as to part of the land, to issue leases forthwith as to the part not in conflict, and to suspend action as to the parts in conflict until action on the prior application is finally taken. At that time an additional lease will be issued for the part suspended or the application will be rejected as to that part, as the case may be. If the change of procedure, discussed above, is adopted, it will be effectuated by a Bureau of Land Management order.

Upon receiving the recommendation of the Director of the Bureau of Land Management, together with all responses received pursuant to this notice, the Secretary of the Interior will determine whether the proposed offer and lease form should be adopted and 43 CFR 192.42 to 192.44 be changed accordingly. Other sections of Part 192 will also have to be amended to conform to such amendments. Should the Secretary of the Interior decide that such form and regulations be adopted they will be duly published in the FEDERAL REGISTER. He will also determine whether the proposed change in leasing procedure should be adopted.

OSCAR L. CHAPMAN,
Secretary of the Interior.

MARCH 11, 1950.

APPENDIX A

UNITED STATES DEPARTMENT OF THE INTERIOR

DISTRICT LAND OFFICE

BUREAU OF LAND MANAGEMENT

Form No. 4-
(Edition of _____, 19____)
This form must not be used
after December 31, 19____

Serial No. _____
Receipt No. _____

Offer To Lease and Lease for Oil and Gas

(Sec. 17 noncompetitive 5-year public domain lease)

1. Name _____
P. O. Address _____
hereby offers to lease all or any of the lands described in Item 2 that are available for lease, pursuant and subject to the terms and provisions of the act of February 25, 1920 (41 Stat. 437, 30 U. S. C. sec. 181) as amended, hereinafter referred to as the act, and to all reasonable regulations of the Secretary of the Interior now or hereafter in force when not inconsistent with any express and specific provisions herein which are made a part hereof.

2. Land requested

_____ Meridian _____
(State)
T. _____ R. _____ Sec. _____

Total area: _____ acres

3. Land included in lease

(Not to be filled in by lessee)
_____ Meridian _____
T. _____ R. _____ Sec. _____

Total area: _____ acres
Rental retained \$ _____

4. Amount submitted: Filing fee \$10, Rental \$ _____, Total \$ _____
5. Undersigned certifies as follows:
a. He is a citizen of the United States. Native born _____ Naturalized _____
b. His other interests direct and indirect in oil and gas leases and applications therefor in the same State do not exceed 15,360 chargeable acres and are as follows: _____
c. None of the lands described are within the known geologic structure of a producing oil or gas field.
d. That he is ready upon demand to furnish such bond or bonds as may be required under this lease or the regulations.
e. He accepts as a part of this lease, to the extent applicable, the Reclamation and Forest stipulations provided for in 43 CFR 191.5 and 191.6.
f. He is 21 years of age or over (or if a corporation is duly qualified as shown by accompanying statements).
g. That he has described all surveyed lands by legal subdivisions and unsurveyed lands by metes and bounds, and further states there are no settlers on unsurveyed lands described herein.
6. Undersigned agrees that his signature to this offer to lease shall also constitute his signature to and acceptance of this lease when executed by the proper officer on behalf of the United States of America.
7. It is hereby certified that the statements made herein are true, complete and correct to the best of his knowledge and belief, and are made in good faith.

PROPOSED RULE MAKING

In witness whereof, undersigned has hereto subscribed his name this _____ day of _____, 19____.

Witness: _____

(Lessee)

(Lessee)

A lease for the lands described in Item 3 above is hereby issued, subject to the provisions below and on the reverse side hereof.

THE UNITED STATES OF AMERICA,

By _____

(Signing officer)

(Title)

Effective date of lease _____

SECTION 1. Rights of lessee. That the lessee, in consideration of rents and royalties to be paid, and the conditions and covenants to be observed as herein set forth, is granted the exclusive right and privilege to drill for, mine, extract, remove, and dispose of all the oil and gas deposits, except helium gas, in or under the lands leased, together with the right to construct and maintain thereupon, all works, buildings, plants, waterways, roads, telegraph or telephone lines, pipe lines, reservoirs, tanks, pumping stations, or other structures necessary to the full enjoyment thereof, for a period of five years, and so long thereafter as oil or gas is produced in paying quantities; subject to any unit agreement heretofore or hereafter approved by the Secretary of the Interior, the provisions of said agreement to govern the lands subject thereto where inconsistencies with the terms of this lease occur.

SECTION 2. In consideration of the foregoing, the lessee hereby agrees:

(a) **Bonds.** (1) To maintain any bond furnished by the lessee as a condition for the issuance of this lease. (2) To furnish a bond in a sum double the amount of \$1 per acre annual rental, but not less than \$1,000 nor more than \$5,000, upon the inclusion of any part of the leased land within the geologic structure of a producing oil or gas field. (3) To furnish prior to beginning of drilling operations and maintain at all times thereafter as required by the lessor a bond in the penal sum of \$5,000 with approved corporate surety, or with deposit of United States bonds as surety therefor, conditioned upon compliance with the terms of this lease, unless a bond in that amount is already being maintained or unless such a bond furnished by an operator of the lease is accepted. (4) Until a general lease bond is filed to furnish and maintain a bond in the penal sum of not less than \$1,000 in those cases in which a bond is required by law for the protection of the owners of surface rights. (5) In all other cases where a bond is not otherwise required, to furnish not less than 90 days before the due date of the next unpaid annual rental, a \$1,000 bond conditioned on compliance with the lease obligations, but this requirement may be successively dispensed with by payment of each successive annual rental not less than 90 days prior to its due date.

(b) **Cooperative or unit plan.** Within 30 days of demand, or, if the leased land is committed to an approved unit plan and such plan is terminated prior to the expiration of this lease, within 30 days of demand made thereafter, to subscribe to and to operate under such reasonable cooperative or unit plan for the development and operation of the area, field, or pool, or part thereof, embracing the lands included herein as the Secretary of the Interior may then determine to be practicable and necessary or advisable, which plan shall adequately protect the rights of all parties in interest, including the United States.

(c) **Wells.** (1) To drill and produce all wells necessary to protect the leased land from drainage by wells on lands not the property of the lessor; or lands of the United States leased at a lower royalty rate, or as

to which the royalties and rentals are paid into different funds than are those of this lease; or in lieu of any part of such drilling and production, with the consent of the Director of the Geological Survey, to compensate the lessor in full each month for the estimated loss of royalty through drainage in the amount determined by said Director; (2) at the election of the lessee, to drill and produce other wells in conformity with any system of well spacing or production allotments affecting the field or area in which the leased lands are situated, which is authorized and sanctioned by applicable law or by the Secretary of the Interior; and (3) promptly after due notice in writing to drill and produce such other wells as the Secretary of the Interior may reasonably require in order that the leased premises may be properly and timely developed and produced in accordance with good operating practice.

(d) **Rentals and royalties.** (1) To pay the rentals and royalties in amount or value of production removed or sold from the leased lands as follows:

Rentals. To pay the lessor in advance an annual rental at the following rates:

(a) If the lands are wholly outside the known geological structure of a producing oil or gas field:

(1) For the first lease year, a rental of 50 cents per acre, or fraction thereof.

(2) For the second and third lease years, no rental.

(3) For the fourth and fifth years, 25 cents per acre, or fraction thereof.

(4) For the sixth and each succeeding year, 50 cents per acre, or fraction thereof.

(b) If the lands are wholly or partly within the geologic structure of a producing oil or gas field:

(1) Beginning with the first lease year after thirty days' notice that all or part of the land is included in such a structure and for each year thereafter, prior to a discovery of oil or gas on the lands leased, \$1.00 per acre, or fraction thereof.

(2) On a lease committed to an approved cooperative or unit plan, which plan includes a well capable of producing oil or gas and contains a general provision for allocation of production, for the lands not within the participating area, an annual rental of 50 cents per acre or fraction thereof for the first and each succeeding lease year following discovery.

Minimum royalty. Commencing with the lease year beginning on or after discovery to pay the lessor in lieu of rental, a minimum royalty of \$1.00 per acre or fraction thereof at the expiration of each lease year, or the difference between the actual royalty paid during the year if less than \$1.00 per acre, and the prescribed minimum royalty of \$1.00 per acre, provided that on unitized leases the minimum royalty shall be payable only on the participating acreage.

Royalty in production. To pay the lessor 12½ per cent royalty on the production removed or sold from the leased lands computed in accordance with the Oil and Gas Operating Regulations (30 CFR Pt. 221).

(2) It is expressly agreed that the Secretary of the Interior may establish reasonable minimum values for purposes of computing

royalty on any or all oil, gas, natural gasoline, and other products obtained from gas, due consideration being given to the highest price paid for a part or for a majority of production of like quality in the same field, to the price received by the lessee, to posted prices, and to other relevant matters and, whenever appropriate, after notice and opportunity to be heard.

(3) When paid in value, such royalties on production shall be due and payable monthly on the last day of the calendar month next following the calendar month in which produced. When paid in amount of production, such royalty products shall be delivered in merchantable condition on the premises where produced without cost to lessor, unless otherwise agreed to by the parties hereto, at such times and in such tanks provided by the lessee as reasonably may be required by the lessor, but in no case shall the lessee be required to hold such royalty oil or other products in storage beyond the last day of the calendar month next following the calendar month in which produced nor be responsible or held liable for the loss or destruction of royalty oil or other products in storage from causes over which he has no control.

(4) Royalties shall be subject to reduction on the entire leasehold or on any portion thereof segregated for royalty purposes if the Secretary of the Interior finds that the lease cannot be successfully operated upon the royalties fixed herein, or that such action will encourage the greatest ultimate recovery of oil or gas or promote conservation or development.

(e) **Contracts for disposal of products.**

To file with the Supervisor not later than 90 days after the effective date thereof any contract, or evidence of other arrangement, for the sale or disposal of oil, gas, natural gasoline, and other products of the leased land; provided, that nothing in any such contract or other arrangement shall be construed as modifying any of the provisions of this lease, including, but not limited to, provisions relating to gas waste, taking royalty in kind, and the method of computing royalties due as based on a minimum valuation and in accordance with the Oil and Gas Operating Regulations.

(f) **Statements, plats and reports.** At such times and in such form as the lessor may prescribe, to furnish detailed statements showing the amounts and quality of all products removed and sold from the lease, the proceeds therefrom, and the amount used for production purposes or unavoidably lost; a plat showing development work and improvements on the leased lands and a report with respect to stockholders, investments, depreciation and costs.

(g) **Well records.** To keep a daily drilling record, a log, and complete information on all well surveys and tests in form acceptable to or prescribed by the lessor of all wells drilled on the leased lands, and an acceptable record of all subsurface investigations affecting said lands, and to furnish them, or copies thereof, to the lessor when required. All information obtained under this subsection, upon the request of lessee, shall not be open to inspection by the public until the expiration of the lease.

(h) **Inspection.** To keep open at all reasonable times for the inspection of any duly authorized officer of the Department, the leased premises and all wells, improvements, machinery, and fixtures thereon and all books, accounts, maps and records relative to operations and surveys or investigations on the leased lands or under the lease. All information obtained pursuant to any such inspection, upon the request of the lessee, shall not be open to inspection by the public until the expiration of the lease.

(i) **Payments.** Unless otherwise directed by the Secretary of the Interior, to make rental, royalty, or other payments to the lessor, to the order of the Treasurer of the

United States, such payments to be tendered to the manager of the district land office in the district in which the lands are located or to the Director of the Bureau of Land Management if there is no district land office in the State in which the lands are located.

(j) *Diligence, prevention of waste, health and safety of workmen.* To exercise reasonable diligence in drilling and producing the wells herein provided for unless consent to suspend operations temporarily is granted by the lessor; to carry on all operations in accordance with approved methods and practice as provided in the Oil and Gas Operating Regulations, having due regard for the prevention of waste of oil or gas or damage to deposits or formations containing oil, gas, or water or to coal measures or other mineral deposits, for conservation of gas energy, for the preservation and conservation of the property for future productive operations, and for the health and safety of workmen and employees; to plug properly and effectively all wells drilled in accordance with the provisions of this lease or of any prior lease or permit upon which the right to this lease was predicated before abandoning the same; to carry out at expense of the lessee all reasonable orders of the lessor relative to the matters in this paragraph, and that on failure of the lessee so to do the lessor shall have the right to enter on the property and to accomplish the purpose of such orders at the lessee's cost: *Provided*, That the lessee shall not be held responsible for delays or casualties occasioned by causes beyond lessee's control.

(k) *Taxes and wages, freedom of purchase.* To pay when due, all taxes lawfully, assessed and levied under the laws of the State or the United States upon improvements, oil and gas produced from the lands hereunder, or other rights, property, or assets of the lessee; to accord all workmen and employees complete freedom of purchase, and to pay all wages due workmen and employees at least twice each month in the lawful money of the United States.

(l) *Nondiscrimination.* Not to discriminate against any employee or applicant for employment because of race, creed, color, or national origin, and to require an identical provision to be included in all subcontracts.

(m) *Assignment of oil and gas lease or interest therein.* As required by applicable law, to file within 90 days from the date of final execution any instrument of transfer made of this lease, or any interest therein, including assignments of record title, working or royalty interests, operating agreements and subleases for approval, such instrument to take effect upon the final approval by the Director, Bureau of Land Management, as of the first day of the lease month following the date of filing in the proper land office.

(n) *Pipe lines to purchase or convey at reasonable rates and without discrimination.* If owner, or operator, or owner of a controlling interest in any pipe line or of any company operating the same which may be operated accessible to the oil or gas derived from lands under this lease, to accept and convey and, if a purchaser of such products, to purchase at reasonable rates and without discrimination the oil or gas of the Government or of any citizen or company not the owner of any pipe line, operating a lease or purchasing or selling oil, gas, natural gasoline, or other products under the provisions of the act, or under the provisions of the act of August 7, 1947 (61 Stat. 913, 30 U. S. C. sec. 351).

(o) *Lands patented with oil and gas deposits reserved to the United States.* To comply with all statutory requirements and regulations thereunder, if the lands embraced herein have been or shall hereafter be disposed of under the laws reserving to the United States the deposits of oil and gas therein, subject to such conditions as are or

may hereafter be provided by the laws reserving such oil or gas.

(p) *Reserved or segregated lands.* If any of the land included in this lease is embraced in a reservation or segregated for any particular purpose, to conduct operations thereunder in conformity with such requirements as may be made by the Director, Bureau of Land Management, for the protection and use of the land for the purpose for which it was reserved or segregated, so far as may be consistent with the use of the land for the purpose of this lease, which latter shall be regarded as the dominant use unless otherwise provided herein or separately stipulated.

(q) *Overriding royalties.* Not to create overriding royalties in excess of five percent except as otherwise authorized by the Regulations.

(r) *Deliver premises in cases of forfeiture.* To deliver up to the lessor in good order and condition the land leased including all improvements which are necessary for the preservation of producing wells.

SECTION 3. The lessor expressly reserves:

(a) *Rights reserved—Easements and rights of way.* The right to permit for joint or several use easements or rights-of-way, including easements in tunnels upon, through or in the lands leased, occupied, or used as may be necessary or appropriate to the working of the same or of other lands containing the deposits described in the Act, and the treatment and shipment of products thereof by or under authority of the Government, its lessees or permittees, and for other public purposes.

(b) *Disposition of surface.* The right to lease, sell, or otherwise dispose of the surface of any of the lands embraced within this lease which are owned by the United States under existing law or laws hereafter enacted, insofar as said surface is not necessary for the use of the lessee in the extraction and removal of the oil and gas therein.

(c) *Monopoly and fair prices.* Full power and authority to promulgate and enforce all orders necessary to insure the sale of the production of the leased lands to the United States and to the public at reasonable prices, to protect the interests of the United States, to prevent monopoly, and to safeguard the public welfare.

(d) *Helium.* Pursuant to section 1 of the Act, and section 1 of the act of March 3, 1927 (44 Stat. 1387), as amended, the ownership and the right to extract helium from all gas produced under this lease, subject to such rules and regulations as shall be prescribed by the Secretary of the Interior. In case the lessor elects to take the helium the lessee shall deliver all gas containing same, or portion thereof desired, to the lessor at any point on the leased premises in the manner required by the lessor, for the extraction of the helium in such plant or reduction works for that purpose as the lessor may provide, whereupon the residue shall be returned to the lessee with no substantial delay in the delivery of gas produced from the well to the purchaser thereof. The lessee shall not suffer a diminution of value of the gas from which the helium has been extracted, or loss otherwise, for which he is not reasonably compensated, save for the value of the helium extracted. The lessor further reserves the right to erect, maintain, and operate any and all reduction works and other equipment necessary for the extraction of helium on the premises leased.

(e) *Taking of royalties.* All rights pursuant to section 36 of the Act, to take royalties in amount or in value of production.

(f) *Casing.* All rights pursuant to section 40 of the Act to purchase casing and lease or operate valuable water wells.

(g) *Fissionable materials.* Pursuant to the provisions of section 5 (b) (7) of the act of August 1, 1946 (60 Stat. 724, 760; 42 U. S. C. 1801, 1805), all uranium, thorium, and other materials determined to be peculiarly essen-

tial to the production of fissionable materials, contained in whatever concentration, together with the right of the United States through its authorized agents or representatives at any time to enter upon the land and prospect for, mine and remove the same, making just compensation for any damage or injury occasioned thereby.

SECTION 4. *Drilling and producing restrictions.* It is covenanted and agreed that the rate of prospecting and developing and the quantity and rate of production from the lands covered by this lease shall be subject to control in the public interest by the Secretary of the Interior, and in the exercise of his judgment the Secretary may take into consideration, among other things, Federal laws, State laws, and regulations issued thereunder, or lawful agreements among operators regulating either drilling or production, or both. After unitization, the Secretary of the Interior, or any person, committee, or State or Federal officer or agency so authorized in the unit plan, may alter or modify from time to time, the rate of prospecting and development and the quantity and rate of production from the lands covered by this lease.

SECTION 5. *Surrender and termination of lease.* The lessee may surrender this lease or any legal subdivision thereof by filing in the proper land office a written relinquishment, in triplicate, which shall be effective as of the date of filing subject to the continued obligation of the lessee and his surety to make payment of all accrued rentals and royalties and to place all wells on the land to be relinquished in condition for suspension or abandonment in accordance with the applicable lease terms and regulations.

SECTION 6. *Purchase of materials, etc., on termination of lease.* Upon the expiration of this lease, or the earlier termination thereof pursuant to the last preceding section, the lessee shall have the privilege at any time within a period of 90 days thereafter of removing from the premises all machinery, equipment, tools and materials other than improvements needed for producing wells. Any materials, tools, appliances, machinery, structures, and equipment, subject to removal as above provided, which are allowed to remain on the leased lands shall become the property of the lessor on expiration of the 90-day period or such extension thereof as may be granted because of adverse climatic conditions throughout said period, provided that the lessee shall remove any or all of such property where so directed by the lessor.

SECTION 7. *Proceedings in case of default.* If the lessee shall not comply with any of the provisions of the Act or the regulations thereunder or of the lease or make default in the performance or observance of any of the terms, covenants, and stipulations hereof and such default shall continue for a period of 30 days after service of written notice thereof by the lessor, this lease may be canceled by the Secretary of the Interior in accordance with section 31 of the Act, as amended, and all materials necessary for the preservation of producing wells shall thereupon become the property of the lessor, except that if said lease covers lands known to contain valuable deposits of oil or gas, the lease may be canceled only by judicial proceedings in the manner provided in section 31 of the Act; but this provision shall not be construed to prevent the exercise by the lessor of any legal or equitable remedy which the lessor might otherwise have. A waiver of any particular cause of forfeiture shall not prevent the cancellation and forfeiture of this lease for any other cause of forfeiture, or for the same cause occurring at any other time.

SECTION 8. *Heirs and successors-in-interest.* It is further covenanted and agreed that each obligation hereunder shall extend to and be binding upon, and every benefit hereof shall inure to, the heirs, executors, administrators,

successors, or assigns of the respective parties hereto.

Section 9. Unlawful interest. It is also further agreed that no member of, or Delegate to, Congress, or Resident Commissioner, after his election or appointment, or either before or after he has qualified, and during his continuance in office, and that no officer, agent, or employee of the Department of the Interior, shall be admitted to any share or part in this lease or derive any benefit that may arise therefrom; and the provisions of section 3741 of the Revised Statutes of the United States, and sections 431, 432, and 433, Title 18, United States Code, relating to contracts, enter into and form a part of this lease so far as the same may be applicable.

INSTRUCTIONS

Title 18, U. S. C. sec. 1001 makes it a crime for any person knowingly and willfully to make to any Department or agency of the United States any false, fictitious or fraudulent statements or representations as to any matter within its jurisdiction.

A. GENERAL INSTRUCTIONS

This form is to be used in offering to lease non-competitively public domain lands or oil and gas deposits reserved to the United States in disposals of such lands for the purpose of drilling, mining, extracting, removing and disposing of oil and gas deposits, except helium gas. This form should not be used in offering to lease acquired lands.

This offer to lease must be prepared in quintuplicate and the original and all white copies filed in the proper district land office. If the land is in a state in which there is no district land office the offer to lease must be filed with the Bureau of Land Management, Department of the Interior, Washington 25, D. C. This blue copy is to be retained by you for your files.

This offer to lease must be prepared on a typewriter or printed plainly in ink and signed in ink. If a typewriter is used one of the five copies submitted to the Bureau of Land Management should be the original. If additional space is needed in furnishing any of the required information it should be prepared on additional sheets, initialed and attached and made part of this offer to lease, such additional sheets to be attached to each copy of the form submitted. If the lease form submitted is defective as to description or if the remittance made is insufficient, the offer will be rejected and returned to the offeror. Offers to lease may be made by individuals 21 years of age or over who are citizens of the United States, and by corporations, partnerships or associations.

B. SPECIAL INSTRUCTIONS

(Fill in Items on Form No. 4-....)

Item 2. Total area of land requested should be shown in acres in space provided at bottom of Item 2. The lands requested should be by legal subdivisions, showing meridian, state, township, range, and section, and if unsurveyed, by metes and bounds connected by courses and distance with some corner of the public land survey. Where possible the approximate legal subdivisions of unsurveyed lands should be stated.

Item 3. This space is not to be filled in. When lease is issued this space will contain the identification of the leased area and total acres. Where any of the area requested is not available for lease the rental offered for such lands will be returned. Where, however, the leased area is less than the acreage requested, because of conflicts with other offers to lease or applications, the priorities of the lessee with respect to the land in conflict will be fully protected. Lessee will be advised as soon as the final decision is reached on the conflicting area. The amount for rental submitted covering the land in con-

flikt will be retained until final adjudication is made.

The issuance of this lease does not in any way prejudice your right of appeal as to the requested area not included in the lease.

Item 4. The total amount submitted should include a \$10 filing fee and the first year's rental of the land requested at the rate of 50 cents an acre or fraction thereof. The \$10 filing fee is retained as a service charge, even in those cases where the offer to lease is completely rejected. In order to protect your priorities with respect to the land requested it is important that the rental payment be sufficient to cover all the land requested at the rate of 50 cents an acre or fraction thereof. Where, at the time the lease is issued, the land applied for is within a known geologic structure of a producing oil or gas field, the lessee will be billed for the additional rental of 50 cents an acre as the yearly rental on such lands is \$1 per acre.

Item 5. Lessee will indicate whether a citizen by birth or naturalization. If naturalized, give date of naturalization, the court in which naturalized, and the certificate number if known. If lessee is a woman, state whether married or single, and if married, the date of marriage and the same facts as to the citizenship of her husband.

If lessee is a corporation it must show it is qualified with respect to the citizenship provision by filing a copy of its articles of incorporation, and it must furnish a statement showing the percentage of each class of its stock, and the percentage of all of its stock, which is owned or controlled by or on behalf of persons whom the corporation knows to be or who the corporation has reason to believe are aliens, or who have addresses outside of the United States, indicating which classes of stock have voting rights. If more than 10 percent of the voting stock, or of all of the stock, is owned or controlled by or on behalf of such persons, the corporation must give their names and addresses, the amount and class of stock held by each, and, to the extent known to the corporation or which can be reasonably ascertained by it, the facts as to the citizenship of each such person. If any appreciable percentage of the stock of the corporation is held by aliens of the excepted class, its application will be denied. If 20 percent or more of the stock of any class is owned or controlled by or on behalf of any one stockholder, a separate showing of his citizenship and holdings must be furnished. If a certificate of incorporation has been filed, a reference to the previous case, together with a statement of any subsequent amendments will be sufficient. A single copy of any additional information required by the provisions of this paragraph will be sufficient.

Item 5b. If lessee has no other interests direct or indirect in other public domain oil and gas leases or offers to lease, applications and operating agreements, write "none." If lessee has other interests, give total chargeable acreage of such interests and serial numbers. Acreage included in unit plans and certain sec. 19 leases is not chargeable.

Item 5c. Whenever applicable, the stipulations referred to will be made a part of this lease and will be furnished the lessee with the lease when issued. The forms covering them with a brief description are as follows: 4-216 stipulations for lands in national forests; 4-467 lands potentially irrigable; 4-467a lands within the flow limits of a reservoir site; 4-467b lands within the drainage area of a constructed reservoir. Whenever other stipulations are necessary, lessee will be required to agree to them before the issuance of the lease.

Item 5f. If lessee is a corporation, an offer to lease will be accepted if accompanied either by the minutes of the meeting of the

board of directors, or a copy of the bylaws indicating the officer signing the offer to lease has authority to do so, or by a certificate of the secretary or the assistant secretary of the corporation to that effect. A certificate of the secretary of state, where the land is located, that the corporation is qualified to do business, or a reference to the previous case in which such a statement was filed, should accompany this offer. A single copy of any additional information required by the provisions of this paragraph will be sufficient.

Item 5g. If there are settlers, attach a sheet giving the name and post office address of each and a description of the lands claimed, by metes and bounds and approximate legal subdivision.

Corporate Seal. If lessee is a corporation, the corporate seal must be affixed opposite the lessee's signature.

APPENDIX B

1. Section 192.42 is amended to read as follows:

§ 192.42 Offer to lease, and issuance of lease. (a) A person desiring to obtain a noncompetitive lease must make an offer to lease such lands on Form 4-...., "Offer and Lease Form." This form will also constitute the lease, when signed by the manager of the land and survey office. Such forms, including Form 4-.... a, which contains instructions for filling out the offer, may be obtained from any land and survey office. Five copies of Form 4-.... for each offer to lease shall be filed in the proper land office, or for lands or deposits in States in which there is no land office, with the Director of the Bureau of Land Management, Washington 25, D. C. Each offer may not exceed 2560 acres (except where the rule of approximation applies).

The offer must be accompanied by the filing fee of \$10.00 (43 CFR 191.11) and by the full rental payment for the first year for the total acreage in the offer. If the exact acreage is not known, then the advance rental payment shall be figured on the basis of 40 acres for each smallest legal subdivision covered by the description. If the land is unsurveyed, the rental payment shall be for the exact acreage, if ascertainable, or not less than the amount required on the basis of 40 acres for each smallest legal subdivision of the future survey of such lands.

Forms 4-.... and 4-.... a may be printed or reproduced and used in lieu of the official reproductions, provided such copies are an exact reproduction, including size of page, of the official approved form in current use; and are without additions, omissions, or other changes or advertising, except that each copy of Form 4-.... shall include the following statement above the signature of the offeror: "This form is submitted in lieu of official Form 4-.... and contains all the provisions thereof as of the date of the filing of this offer." In addition, the name and address of the printer or other party issuing unofficial reproductions of these forms, shall be printed thereon.

Any offer to lease which does not contain a proper description of the lands or is not accompanied by the required full payment of filing fee and rental shall establish no priority of filing and will be rejected and returned to the offeror for the proper description or payment.

Where any information or statements required by Form 4- are already on file with the manager of the land and survey office where the offer to lease is being filed, or with the Director, Bureau of Land Management, if the offer to lease is to be filed with him, then such showing may, to that extent, be made by appropriate reference to the information or statements already on file. When the form filed shows by its date of edition that it is not the current one but is the one immediately preceding, the offer, if filed within 30 days after the effective date of the current edition, will establish priority of filing, subject to the offeror refiling on the proper form within 15 days after notice to do so.

Each offeror shall make an offer only in his own behalf and not as attorney in fact for any other person. Proof of the authority of the officer who makes an offer in behalf of a corporation must be furnished; and the corporate seal must be affixed to the offer. An offer from a person under 21 years of age will be rejected.

(b) The United States will indicate its acceptance of the lease offer, in whole or in part, and the issuance of the lease by the signature of the appropriate officer thereof in the space provided. An executed copy of the lease will be mailed to the offeror at the address of record.

2. Section 192.44 Form of lease is revoked.

(41 Stat. 450, 30 U. S. C. 189)

[F. R. Doc. 50-2152; Filed, Mar. 16, 1950; 8:49 a. m.]

HOUSING AND HOME FINANCE AGENCY

Home Loan Bank Board

[24 CFR, Part 145]

[No. 2919]

OPERATIONS

TERMS FOR CONSTRUCTION LOANS

MARCH 10, 1950.

Resolved, That pursuant to Part 108 of the General Regulations of the Home Loan Bank Board (24 CFR, Part 108), and § 142.1 of the rules and regulations for the Federal Savings and Loan System (24 CFR 142.1), there is hereby proposed the amendment of § 145.6-1 (a) (3) of said rules and regulations for the Federal Savings and Loan System by striking out the period following the word "years" at the end thereof, inserting a colon in lieu of said period, and adding thereafter the proviso: "And provided further, That, if the members have authorized loans to be made without full amortization up to such higher percentage, such loans, if made for the purpose of construction, may be made for an amount not in excess of 80% of the value and for a term of not more than one year."

And the amendment of § 145.6-12 of said rules and regulations for the Federal Savings and Loan System by inserting "12 months" in lieu of "6 months" in the second sentence thereof.

Resolved further, That a hearing will be held on April 18, 1950, at 10 o'clock in the forenoon in Room 827, Federal Home Loan Bank Board Building, 101 Indiana Avenue NW., Washington, D. C., before the Home Loan Bank Board, a Member thereof, or a Hearing Officer designated by the Board, for the purpose of receiving evidence, oral views and arguments on said proposed amendments of the rules and regulations for the Federal Savings and Loan System, if written notice of intention to appear at said hearing is received by the Secretary to the Home Loan Bank Board at least five days before said date. If no such written notice of intention to appear has been received by the Secretary to the Board at least five days before the date set for the hearing, the hearing will be dispensed with. Whether or not a hearing is held, written data, views or arguments on the said proposed amendments which are received by the Secretary to the Home Loan Bank Board on or before April 18, 1950, or prior to the conclusion of the hearing, if held, will be considered by the Home Loan Bank Board in connection with its consideration of the proposed amendment of the said rules and regulations.

(Sec. 5 (a), 48 Stat. 132; 12 U. S. C. 1464 (a); Reorg. Plan No. 3 of 1947, 12 F. R. 4981, 61 Stat. 954, 5 U. S. C. 133y-16)

By the Home Loan Bank Board.

[SEAL]

H. CAULSEN,
Assistant Secretary.

[F. R. Doc. 50-2167; Filed, Mar. 16, 1950; 8:54 a. m.]

NOTICES

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Misc. 53469]

CALIFORNIA AND COLORADO

RESTORATION ORDER NO. 1289 UNDER FEDERAL POWER ACT

MARCH 13, 1950.

Pursuant to the following listed determinations of the Federal Power Commission and in accordance with Departmental Order No. 2238 (a) (16) of

August 16, 1946 (11 F. R. 9080), it is ordered as follows:

Subject to valid existing rights and the provisions of existing withdrawals, the lands hereinafter described so far as they are withdrawn or reserved for power purposes are hereby restored to location and entry under the United States mining laws only, subject to the provisions of section 24 of the Federal Power Act of June 10, 1920 (41 Stat. 1075), as amended by the act of May 28, 1948 (62 Stat. 275, 16 U. S. C. 818):

Determination No.	Date and type of withdrawal	Description of land
DA-720	Power Site Reserve No. 261, Apr. 19, 1912.	Mount Diablo Meridian, California, T. 6 N., R. 13 E., sec. 2, lots 1 and 8, containing 67.26 acres.
DA-281	Power Site Reserve No. 81, July 2, 1910.	Sixth Principal Meridian, Colorado, T. 4 S., R. 74 W., sec. 18, lot 4, containing 39.58 acres.

Effective on the date of publication of this order in the FEDERAL REGISTER, the lands affected by this order shall be subject to application by the respective States in which they are located for a period of ninety days for rights-of-way for public highways or as a source of material for the construction and maintenance of such highways, as provided by

section 24 of the Federal Power Act, as amended.

This order shall not otherwise affect the status of the lands until the ninety-first day after the publication of this order in the FEDERAL REGISTER.

MARION CLAWSON,
Director.

[F. R. Doc. 50-2151; Filed, Mar. 16, 1950; 8:49 a. m.]

[1270103]

ALASKA

PARTIAL REVOCATION OF ORDER OPENING LANDS UNDER THE FOREST HOMESTEAD ACT

MARCH 13, 1950.

On request of the Department of Agriculture and in accordance with Departmental Order No. 2238 (a) (38) of August 16, 1946, it is ordered as follows:

Subject to valid existing rights the order approved by the First Assistant Secretary of the Interior on July 25, 1928, as amended May 10, 1945, so far as it restored a tract of land identified by Forest List 8-113, containing 15.92 acres, from the Tongass National Forest, Alaska, for entry in accordance with the provisions of the act of June 11, 1906, 34 Stat. 233 (16 U. S. C. secs. 506-509), as amended, is hereby revoked except as to the land within Homestead Entry Survey No. 248, described as follows:

Beginning at a point on the shore of Nehenta Bay, Gravina Island, in latitude 55°10' N., longitude 131°47' W., designated as M. C. No. 1, H. E. S. 248, thence by metes and bounds:

N. 64°29' E., 6.19 chains to corner No. 2.
N. 37°11' W., 7.34 chains to corner No. 3.
S. 64°29' W., 4.12 chains to corner M. C. No. 4.

Following the shore of Nehenta Bay the following three courses:
S. 39°43' E., 3.83 chains.
S. 6°24' E., 2.32 chains.
S. 6°35' W., 1.47 chains to point of beginning.

The area described contains 3.24 acres.

MARION CLAWSON,
Director.

[F. R. Doc. 50-2149; Filed, Mar. 16, 1950;
8:49 a. m.]

[Misc. 1978362]

NEW MEXICO

REVOCATION OF PERMISSION TO WAR DEPARTMENT TO USE CERTAIN PUBLIC LANDS

MARCH 13, 1950.

Pursuant to § 191.15 of Title 43 of the Code of Federal Regulations, notice is hereby given that on February 28, 1950, the Acting Secretary of the Interior revoked the permission granted February 28, 1944, to the War Department to use approximately 1.93 acres of public land in the SE¼NW¼SE¼ sec. 21, T. 4 N., R. 26 E., New Mexico Principal Meridian, New Mexico.

Any applicant for a mineral permit or lease whose application was rejected solely because the said permit was granted may apply for a reinstatement of his application within 60 days from the date of the publication of this notice.

MARION CLAWSON,
Director.

[F. R. Doc. 50-2150; Filed, Mar. 16, 1950;
8:49 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. 3286 et al.]

UNITED STATES-ALASKA SERVICE CASE

NOTICE OF CORRECTION OF ORAL ARGUMENT DATE

In the matter of the adequacy of cargo service between the United States and the Territory of Alaska and application for certificates or amendments of certificates of public convenience and necessity, known as the United States-Alaska Service Case.

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, that the correct date upon which oral argument in the above-entitled proceeding is assigned to be heard is April 3, 1950, at 10:00 a. m., e. s. t., in Room 5042, Commerce Building, Fourteenth Street and Constitution Avenue NW., Washington, D. C., before the Board.

Dated at Washington, D. C., March 14, 1950.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 50-2203; Filed, Mar. 16, 1950;
8:58 a. m.]

[Docket No. 4158]

EASTERN AIR LINES, INC.

NOTICE OF ORAL ARGUMENT

In the matter of Rule 8 (d) proposed on behalf of Eastern Air Lines, Inc., which provides for certain fares and charges in the event of rerouting where the transportation is wholly over the lines of Eastern, pursuant to Agent M. F. Redfern's Local and Joint Passenger Rules Tariff No. PR-2, C. A. B. No. 12.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 205 (a), 403, 404 and 1002 of said act, that oral argument in the above-entitled proceeding is assigned to be heard on March 28, 1950, at 10:00 a. m., e. s. t., in Room 5042, Commerce Building, Fourteenth Street and Constitution Avenue NW., Washington, D. C., before the Board.

Dated at Washington, D. C., March 14, 1950.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 50-2204; Filed, Mar. 16, 1950;
8:58 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 8860]

SOONER BROADCASTING CO. (KTOW)

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of Sooner Broadcasting Company (KTOW), Oklahoma City, Oklahoma, for construction permit; Docket No. 8860, File No. BP-6646.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1950;

The Commission having under consideration the above-entitled application which requests a construction permit to change the facilities of Station KTOW, Oklahoma City, Oklahoma from frequency 800 kilocycles, 250 watts power, daytime only to frequency 590 kilocycles, 1 kilowatt power, unlimited time, to install new transmitter, change transmitter location and to install a directional antenna for day and night use;

It appearing, that, the applicant is legally, technically, financially, and otherwise qualified to operate Station KTOW as proposed and that no objectionable interference would be involved with the services proposed in any other pending applications for broadcast facilities, but that the application may involve interference with one or more existing stations and otherwise not comply with the Standards of Good Engineering Practice;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application is designated for hearing at 10:00 a. m., on June 5, 1950, at Washington, D. C., upon the following issues:

1. To determine the areas and populations which may be expected to gain or

lose primary service from the operation of Station KTOW as proposed and the character of other broadcast service available to those areas and populations.

2. To determine whether the operation of Station KTOW as proposed would involve objectionable interference with Stations WOW, Omaha, Nebraska, WBAP, Fort Worth, Texas, or with any other existing United States broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

3. To determine whether the operation of Station KTOW as proposed would involve objectionable interference with Station CMCY, Havana, Cuba, or with any other existing foreign broadcast stations and, if so, whether such interference would be in contravention of any international agreement or the Commission's rules and standards.

4. To determine whether the installation and operation of Station KTOW as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

It is further ordered, That, WOW, Incorporated, licensee of Station WOW, Omaha, Nebraska, and Carter Publications, Inc., licensee of Station WBAP, Fort Worth, Texas, are made parties to the proceeding.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 50-2143; Filed, Mar. 16, 1950;
8:48 a. m.]

[Docket Nos. 9194, 9548]

AFRO-AMERICAN BROADCASTING SYSTEM INC. AND WDWZ BROADCASTING CO. (WDZ)

ORDER ENLARGING ISSUES

In re applications of Afro-American Broadcasting System Incorporated, Hopkins Park, Illinois, for construction permit, Docket No. 9194, File No. BP-6673; WDWZ Broadcasting Company (WDZ), Decatur, Illinois, for modification of construction permit, Docket No. 9548, File No. BMP-4776.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 6th day of March 1950;

The Commission having under consideration a motion filed by American Broadcasting Station, Inc., licensee of Station WMT, Cedar Rapids, Iowa, a party respondent in the above-entitled proceeding, which requests that the issues in the hearing on the application of WDWZ Broadcasting Company be enlarged to include an issue inquiring into the existence and extent of overlap between Stations WDWZ and WMBD and to determine whether such overlap, if any, is in contravention of § 3.35 of the Commission's rules and also having under consideration an opposition to the

above motion filed by WDW Broadcasting Company;

It appearing, that, in a competitive proceeding, such as this one, the existence and extent of possible overlap between the service area of one of the proposals and the service area of another station where common ownership is involved is a proper subject for inquiry;

It is ordered, That the motion of American Broadcasting Station, Inc., is hereby granted and that the Commission's order of January 4, 1950, designating for hearing the above-entitled application of WDW Broadcasting Company is hereby amended to change the present Issue No. 7 to Issue No. 8 and to include the following Issue No. 7:

7. To determine the overlap, if any, which will exist between the service areas of Station WDW as proposed at Decatur, Illinois, and of Station WMBD, at Peoria, Illinois, the nature and extent thereof, and whether such overlap, if any, is in contravention of § 3.35 of the Commission's rules.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 50-2145; Filed, Mar. 16, 1950;
8:48 a. m.]

[Docket Nos. 9439, 9597]

WEST TEXAS BROADCASTERS, INC. (KPLW),
AND TULIE BROADCASTING CO.

ORDER DESIGNATING APPLICATIONS FOR CON-
SOLIDATED HEARING ON STATED ISSUES

In re applications of West Texas Broadcasters, Incorporated (KPLW), Floydada, Texas, for modification of construction permit, Docket No. 9597, File No. BMP-4965; Francis David Burgess, Robert Olin Lowery, Francis J. Burgess, Allan S. Heard, Walker B. Jones and R. F. McCasland d/b as Tulie Broadcasting Company, Tulia, Texas, for construction permit, Docket No. 9439, File No. BP-7278.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 6th day of March 1950;

The Commission having under consideration the above-entitled applications of West Texas Broadcasters, Incorporated, for modification of construction permit (File No. BP-7222) which authorized a new standard broadcast station to operate on frequency 1570 kilocycles, with 250 watts power, daytime only at Plainview, Texas) to change frequency to 900 kilocycles and to change transmitter and studio locations to Floydada, Texas, and of Tulie Broadcasting Company requesting a permit to construct a new standard broadcast station to operate on frequency 900 kilocycles, with 250 watts power, daytime only, at Tulia, Texas;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications are designated for hearing in a consolidated proceeding at 10:00 a. m.,

No. 52—3

on June 7, 1950, at Washington, D. C., upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant corporation, its officers, directors, and stockholders and the legal, technical, financial, and other qualifications of the applicant partnership and the partners to construct and operate the proposed station and Station KPLW as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and Station KPLW as proposed and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station and Station KPLW as proposed would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station and Station KPLW as proposed would involve objectionable interference each with the other or with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station and Station KPLW as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 50-2142; Filed, Mar. 16, 1950;
8:48 a. m.]

[Docket Nos. 9480, 9481]

JOHN TOWNSEND AND NEBRASKA RURAL
RADIO ASSN.

ORDER CONTINUING HEARING

In re applications of John Townsend, North Platte, Nebraska, Docket No. 9480, File No. BP-7201; Nebraska Rural Radio Association, Lexington, Nebraska, Docket No. 9481, File No. BP-7335; for construction permits.

The Commission having under consideration the motion of Nebraska Rural Radio Association for a continuance of the hearing in the above-entitled matter, now scheduled for March 15, 1950,

for a period of approximately thirty days;

It appearing, that following the action of the Hearing Examiner on January 19, 1950, denying the motion of John Townsend to amend his application from the frequency 1010 kilocycles to 1280 kilocycles, both applicants filed petitions for review of such action by the Commission en banc;

It appearing further, that the present conflict between the two applications would be removed and the consolidated hearing thereon made unnecessary, should the Commission see fit to overrule the Hearing Examiner, and grant the motion of John Townsend to amend his application;

It appearing further, that such consolidated hearing will be required, in the event the Commission's decision upon the petitions for review should be adverse to the petitioners;

It appearing further, that the hearing upon these applications should not be commenced prior to the Commission's decision aforementioned;

It appearing further, that there is no opposition to the postponement of the hearing in question, and good cause therefor has been shown;

It is ordered, This 10th day of March 1950, that the motion under consideration, be, and it is hereby, granted; and the hearing in the above-entitled matter is continued to April 19, 1950.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 50-2137; Filed, Mar. 16, 1950;
8:47 a. m.]

[Docket No. 9487]

CENTRAL OHIO BROADCASTING CO.

ORDER ENLARGING ISSUES

In re application of Charles V. Lundstedt, Emmitt Akers and Homer Akers, d/b as the Central Ohio Broadcasting Company, Gallon, Ohio, for construction permit; Docket No. 9487, File No. BP-7031.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1950;

The Commission having under consideration a joint petition to enlarge the issues filed February 9, 1950 by the parties respondent to the hearing on the above-entitled application, to include an issue with reference to the financial qualifications of Central Ohio Broadcasting Company to construct and operate the proposed station; and

It appearing, that, the above-entitled application was designated for hearing on specified engineering issues only and petitioners made parties respondent to the proceeding by Commission order of October 21, 1949, and that said order found the applicant legally, technically and financially qualified to construct and operate the proposed station; and

It further appearing, that, the hearing on the said application commenced Jan-

uary 30, 1950, in Washington, D. C., at which time applicant proposed to amend its proposed antenna system by increasing the height of the antenna or the length of the ground radials or both and that it was also determined that certain exhibits with reference to applicant's proposed operation were inadmissible under the rules of evidence; and

It further appearing, that, the proposed amendment to the above-entitled application may involve additional expenditures rendering the previous determination that Central Ohio Broadcasting Company is financially qualified to construct and operate the proposed station inapplicable; and

It further appearing, that, the Examiner on January 31, 1950, continued the proceeding to March 13, 1950, to afford the applicant an opportunity to properly prepare its case and that applicant, Central Ohio Broadcasting has filed no formal opposition to the aforesaid motion to enlarge the issues or to a waiver of § 1.389 of the Commission's rules; and that good cause has been shown for waiver of § 1.389 of the rules:

It is ordered, That, § 1.389 of the Commission's rules is waived and the motion to enlarge the issues is granted and the order of October 21, 1949, designating the above-entitled application for hearing is amended to include as issue 4. To determine the financial qualifications of the applicant partnership and the partners to construct and operate the proposed station.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[P. R. Doc. 50-2144; Filed, Mar. 16, 1950;
8:48 a. m.]

[Docket No. 9544]

TRI-CITIES BROADCASTING CO. (WJIG)

ORDER CONTINUING HEARING

In re application of Raymond L. Prescott, Jr., and Henry L. Wilson, a partnership d/b as Tri-Cities Broadcasting Company (WJIG), Tullahoma, Tennessee, for construction permit; Docket No. 9544, File No. BP-7130.

The Commission having under consideration the above application which is scheduled for hearing on March 10, 1950;

It appearing, that the applicant herein is applying for authority to change the operating assignment of Station WJIG from 740 kilocycles, 250 watts, daytime only, to 910 kilocycles, 100 watts at night and 250 watts during the day, unlimited time;

It appearing further, that there is also pending before the Commission the application of Tri-State Broadcasting Company (BP-7434), for authority to establish a standard broadcast station in Summerville, Georgia, on 910 kilocycles, 1 kilowatt, daytime hours only;

It appearing further, that the simultaneous operation of the stations herein proposed for Tullahoma and Summerville, Georgia, may present problems of mutually prohibitive interference, and that the Commission, on March 6, 1950,

ordered both applications consolidated for hearing;

It appearing further, that it is desirable to grant all parties a reasonable amount of time within which to prepare for the consolidated hearing in the light of the issues governing same;

It is ordered, This 7th day of March 1950, upon the Commission's own motion, that the hearing upon the application of Raymond L. Prescott, Jr. and Henry L. Wilson, a partnership d/b as Tri-Cities Broadcasting Company, be, and it is hereby, continued from March 10, 1950, to April 11, 1950.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[P. R. Doc. 50-2138; Filed, Mar. 16, 1950;
8:47 a. m.]

[Docket No. 9546]

DONZE ENTERPRISES, INC. (KSGM)

ORDER CONTINUING HEARING

In re application of Donze Enterprises, Inc. (KSGM), Ste. Genevieve, Missouri, for construction permit; Docket No. 9546, File No. BP-6773.

The Commission having under consideration a motion filed March 8, 1950, by Donze Enterprises, Inc. (KSGM), Ste. Genevieve, Missouri, requesting that the hearing in the above-entitled matter be continued to a date approximately 45 days from the presently scheduled hearing date of March 14, 1950;

It appearing, that all parties and Commission Counsel have been served with notice of the motion for continuance and have consented to a grant of said motion and to a waiver of the four-day requirement of § 1.745 of the Commission's rules and regulations; and that good and sufficient cause for the requested continuance has been shown in the motion;

It is ordered, This 9th day of March 1950, that the motion be, and it is hereby, granted, and the hearing in the above-entitled application be, and it is hereby, continued to 10:00 a. m., Tuesday, May 2, 1950, in Washington, D. C.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[P. R. Doc. 50-2136; Filed, Mar. 16, 1950;
8:47 a. m.]

RAHALL BROADCASTING CO., INC. (WWNR)

ORDER DESIGNATING APPLICATION FOR
HEARING ON STATED ISSUES

In re application of Rahall Broadcasting Company, Inc. (WWNR), Beckley, West Virginia, for construction permit; Docket No. 9593, File No. BP-7392.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1950;

The Commission having under consideration the above-entitled application requesting a construction permit to

change facilities of Station WWNR, Beckley, West Virginia, from 1450 kilocycles, 250 watts power, unlimited time, to 620 kilocycles, 1 kilowatt power, unlimited time, install directional antenna for night use, change transmitter location, and install new transmitter;

It appearing, that the applicant is legally, technically, financially and otherwise qualified to construct and operate Station WWNR as proposed, but that the application may involve interference with one or more existing stations and otherwise not comply with the Standards of Good Engineering Practice;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application is designated for hearing at Washington, D. C., on the 24th day of May 1950, upon the following issues:

1. To determine the areas and populations which may be expected to gain or lose primary service from the operation of WWNR as proposed and the character of other broadcast service available to those areas and populations.

2. To determine whether the operation of Station WWNR, as proposed, would involve objectionable interference with Stations WROL, Knoxville, Tennessee; WLBZ, Bangor, Maine; and WTMJ, Milwaukee, Wisconsin; or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

3. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any other applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

4. To determine whether the installation and operation of Station WWNR, as proposed, would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

It is further ordered, That, S. E. Adcock, tr/as Stuart Broadcasting Company, licensee of Station WROL, Knoxville, Tennessee; Maine Broadcasting Company, licensee of Station WLBZ, Bangor, Maine, and the Journal Company (the Milwaukee Journal), licensee of Station WTMJ, Milwaukee, Wisconsin, are made parties to the proceeding.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[P. R. Doc. 50-2135; Filed, Mar. 16, 1950;
8:47 a. m.]

[Docket Nos. 9598, 9599]

JOHNSON COUNTY BROADCASTING CO., INC.
(KPRS) AND MISSOURI VALLEY BROADCASTING CORP. (KRES)

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Johnson County Broadcasting Company, Inc. (KPRS),

Olathe, Kansas, Docket No. 9598, File No. BP-7391; Missouri Valley Broadcasting Corporation (KRES), Saint Joseph, Missouri, Docket No. 9599, File No. BP-7469; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1950;

The Commission having under consideration the above-entitled applications of Johnson County Broadcasting Company, Incorporated, which requests a construction permit to change the facilities of Station KPRS, Olathe, Kansas, from frequency 1590 kilocycles, 500 watts power, daytime only to frequency 1550 kilocycles, 1 kilowatt power, daytime only and of Missouri Valley Broadcasting Corporation which requests a construction permit to change the facilities of Station KRES, Saint Joseph, Missouri, from frequency 1230 kilocycles, 250 watts power, unlimited time to frequency 1550 kilocycles, 5 kilowatts power, unlimited time employing a directional antenna nights;

It appearing, that, the application of Johnson County Broadcasting Company, Incorporated, requests authorization to operate daytime only on a United States Clear Channel and pursuant to the Commission's policy with respect to such requests has been placed in the pending file to await decisions in the hearings regarding Clear Channels (Docket No. 6741) and Daytime Skywave Transmissions (Docket No. 8333); and

It further appearing, that, the said application of Johnson County Broadcasting Company, Incorporated, may involve mutually exclusive interference with the application of Missouri Valley Broadcasting Corporation and that it is the policy of the Commission as announced in the public notice of August 9, 1946, to remove applications placed in the pending file for the aforesaid reason, for the purpose of designating same for hearing in a consolidated proceeding with conflicting applications;

It is ordered, That, the application of Johnson County Broadcasting Company, Incorporated, is removed from the pending file and that, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications are designated for hearing in a consolidated proceeding at 10:00 a. m., on June 9, 1950, at Washington, D. C., upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant corporations, their officers, directors and stockholders to construct and operate Stations KPRS and KRES as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of Stations KPRS and KRES as proposed and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of Stations KPRS and KRES as proposed

would involve objectionable interference with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of Stations KPRS and KRES as proposed would involve objectionable interference each with the other or with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of Stations KPRS and KRES as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

It is further ordered, That, if, as a result of the consolidated proceeding, it appears that, were it not for the issues pending in the hearings regarding Clear Channels (Docket No. 6741) and Daytime Skywave Transmissions (Docket No. 8333) and the Commission's policy pertaining thereto as announced in the public notices of August 9, 1946 and May 9, 1947, the public interest would be best served by a grant of the application of Johnson County Broadcasting Company, Incorporated, then said application shall be returned to the pending file until after conclusion of the said hearings regarding Clear Channels and Daytime Skywave Transmissions, at which time it will be considered in connection with any other pending applications with which it may then be in conflict.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 50-2141; Filed, Mar. 16, 1950;
8:48 a. m.]

[Docket Nos. 9600, 9601]

ALVIN E. O'KONSKI AND DOOR COUNTY
RADIO Co.

ORDER DESIGNATING APPLICATIONS FOR CON-
SOLIDATED HEARING ON STATED ISSUES

In re applications of Alvin E. O'Konski, Menominee, Michigan, Docket No. 9600, File No. BP-7241; Door County Radio Company, Sturgeon Bay, Wisconsin, Docket No. 9601, File No. BP-7353; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 6th day of March 1950;

The Commission having under consideration the above-entitled applications each requesting a permit to construct a new standard broadcast station to operate on frequency 1490 kilocycles, with 250

watts power, unlimited time at the places specified;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications are designated for hearing in a consolidated proceeding at 10:00 a. m., on June 12, 1950, at Washington, D. C., upon the following issues:

1. To determine the technical, financial, and other qualifications of the individual applicant and the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed stations.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed stations and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference with Station WOSH, Oshkosh, Wisconsin, or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed stations would involve objectionable interference each with the other or with the service proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

It is further ordered, That Oshkosh Broadcasting Company, licensee of Station WOSH, Oshkosh, Wisconsin, is made a party to this proceeding.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 50-2140; Filed, Mar. 16, 1950;
8:47 a. m.]

[Docket Nos. 9602, 9603]

KENNEBEC BROADCASTING Co. (WTVL) AND
GUY GANNETT BROADCASTING SERVICES
(WGUY)

ORDER DESIGNATING APPLICATIONS FOR CON-
SOLIDATED HEARING ON STATED ISSUES

In re applications of Kennebec Broadcasting Company (WTVL), Waterville, Maine, Docket No. 9602, File No. BP-

7484; Guy Gannett Broadcasting Services (WGUY), Bangor, Maine, Docket No. 9603, File No. BP-7519; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1950:

The Commission having under consideration the above-entitled applications of Kennebec Broadcasting Company requesting a construction permit to change the frequency of Station WTVL, Waterville, Maine, from 1490 kilocycles to 1230 kilocycles and of Guy Gannett Broadcasting Service requesting a construction permit to change the frequency of Station WGUY, Bangor, Maine, from frequency 1450 kilocycles to 1230 kilocycles;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications are designated for hearing in a consolidated proceeding at 10:00 a. m., on June 14, 1950, at Washington, D. C., upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant corporations, their officers, directors and stockholders to construct and operate Stations WTVL and WGUY as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of Stations WTVL and WGUY as proposed and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of Stations WTVL and WGUY as proposed would involve objectionable interference with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of Stations WTVL and WGUY as proposed would involve objectionable interference each with the other or with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of Stations WTVL and WGUY as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 50-2139; Filed, Mar. 16, 1950;
8:47 a. m.]

FEDERAL POWER COMMISSION

[Docket Nos. G-1148, G-1172, G-1330]

PHILLIPS PETROLEUM CO. ET AL.

ORDER SEPARATING PROCEEDINGS AND FIXING
DATES OF HEARING

In the matters of Phillips Petroleum Company, Docket No. G-1148; Independent Natural Gas Company, Docket No. G-1172; Independent Natural Gas Company and Northern Natural Gas Company, Docket No. G-1330.

By order dated February 21, 1950, in Docket No. G-1172 and order dated March 2, 1950, in Docket No. G-1330, the Commission consolidated the foregoing cases for purposes of hearing on March 20, 1950, at Bartlesville, Oklahoma. On March 2, 1950, Phillips Petroleum Company (Phillips) filed a Motion for a continuance of the hearing in Docket No. G-1148 on the ground that its personnel assigned to Docket No. G-1148 were engaged in another hearing and could not reasonably be available if the hearing were held on March 20, 1950.

Applicants in Docket No. G-1330 have represented to the Commission that matters there involved require prompt disposition and have requested that the Commission hear and determine the matters involved in that docket prior to May 1, 1950. Applicant in Docket No. G-1172 seeks authority to abandon facilities which would be all of Applicant's remaining pipe line facilities if the application in Docket No. G-1330 is approved and are thus related to matters involved in Docket No. G-1330.

The Commission finds: It is appropriate under the circumstances to separate the hearings on the dockets designated in the foregoing caption to postpone the hearing respecting Phillips Petroleum Company, Docket No. G-1148, and to set the applications in Docket Nos. G-1172 and G-1330 for prompt hearing.

The Commission orders:

(A) The hearing in the matter of Phillips Petroleum Company in Docket No. G-1148, now set to commence on March 20, 1950, at Bartlesville, Oklahoma, be and the same is hereby postponed to commence on May 1, 1950, at the same time and place specified in the Commission's order of February 9, 1950.

(B) The hearing in the matters of Independent Natural Gas Company, Docket No. G-1172, and Independent Natural Gas Company and Northern Natural Gas Company, Docket No. G-1330, now set for hearing on March 20, 1950, in Bartlesville, Oklahoma, be and the same are hereby postponed to commence on March 27, 1950, at 10:00 a. m., e. s. t., in the Main Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C.

Date of issuance: March 13, 1950.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-2157; Filed, Mar. 16, 1950;
8:50 a. m.]

[Docket No. G-1329]

LAWRENCEBURG GAS CO.

NOTICE OF APPLICATION

MARCH 13, 1950.

Take notice that Lawrenceburg Gas Company (Applicant), an Indiana corporation, with office at Lawrenceburg, Indiana, filed on February 23, 1950, an application in the alternative either for an order finding that Applicant is not a natural-gas company, as defined by the Natural Gas Act, or, if so determined to be a natural-gas company, then for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of six miles of 8-inch and one mile of 4-inch gas transmission pipeline to connect Applicant's system with the interstate system of Texas Gas Transmission Corporation, and in addition to construct and operate three-fourths of one mile of 4-inch pipeline to transmit gas for distribution in Greendale, Indiana, together with a regulator station and other facilities more particularly described in the application on file with the Commission.

Texas Gas Transmission Corporation (Texas Gas) was authorized by the Commission in Docket No. G-859 to make available to Applicant a quantity of natural gas up to 2,000 Mcf per day. The facilities which Applicant proposes to construct are those deemed necessary to receive the natural gas authorized to be sold to it by Texas Gas and will be used to transport gas to Lawrenceburg and Greendale, Indiana, and, together with other facilities, to transport gas and make a sale for resale of natural gas to Indiana Gas and Water Company in Aurora, Indiana, and environs. All of the facilities proposed to be constructed and operated are within the State of Indiana. Applicant has executed a service contract with Texas Gas for the natural gas which the latter has been authorized to sell and deliver.

The total estimated over-all capital cost of the proposed facilities is \$120,000, which is proposed to be financed by a mortgage on Applicant's properties.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) within 15 days from the date of publication hereof in the FEDERAL REGISTER. The application is on file with the Commission available for public inspection.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-2156; Filed, Mar. 16, 1950;
8:50 a. m.]

[Docket No. G-1332]

MADISON UTILITIES CORP.

NOTICE OF APPLICATION

MARCH 13, 1950.

Take notice that Madison Utilities Corporation (Applicant), an Indiana corporation, with office at Madison,

Indiana, filed on February 27, 1950, an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of approximately eight and one-half miles of four-inch gas transmission pipe line and a regulator station at a connection in Carroll County, Kentucky, with the interstate transmission pipe line system of Texas Gas Transmission Corporation (Texas Gas) and extending across a highway bridge over the Ohio River at Madison, Indiana, and Milton, Kentucky.

Texas Gas was authorized by the Commission, in Docket No. G-859, to make available to Applicant a quantity of natural gas up to 800 Mcf per day. The facilities that Applicant proposes to construct will be primarily used to transport natural gas from Kentucky to Indiana, but Applicant proposes to sell natural gas along the route of its gas transmission lines and in Milton Kentucky, if service is desired. Applicant presently distributes manufactured gas in Madison, Indiana.

The total estimated over-all capital cost of the proposed facilities is \$110,000, which is proposed to be financed by the issuance of 750 shares additional no par common stock which has been fully subscribed at \$100 per share for an aggregate amount of \$75,000. Proceeds from the sale of stock will be used to retire outstanding bonds and to provide additional capital. Applicant has a firm commitment for additional permanent financing in the principal amount of \$75,000, which will represent bonded indebtedness, to be secured by the assets of the company.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) within 15 days from the date of publication hereof in the FEDERAL REGISTER. The application is on file with the Commission, available for public inspection.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-2155; Filed, Mar. 16, 1950;
8:49 a. m.]

HOUSING AND HOME FINANCE AGENCY

Public Housing Administration

DESCRIPTION OF AGENCY AND PROGRAMS AND FINAL DELEGATIONS OF AUTHORITY

Section II. *Central office organization and final delegations of authority to central office officials*, is amended by adding subparagraph e 2 (f) as follows:

(f) Pursuant to the provisions of Public Law 67 (73d Cong.), Public Resolution No. 11 (74th Cong.), Public Laws 781 and 849 (76th Cong.), and Public Laws 9, 73, and 353 (77th Cong.), all as amended and supplemented, to execute releases from liens of mortgages held by the Government in connection with those programs. The Deputy Comptroller for

Technical Services is also delegated this power.

Approved: March 10, 1950.

[SEAL] JOHN TAYLOR EGAN,
Commissioner.

[F. R. Doc. 50-2153; Filed, Mar. 16, 1950;
8:49 a. m.]

INTERSTATE COMMERCE COMMISSION

[Rev. S. O. 562, King's I. C. C. Order 16]

NASHVILLE, CHATTANOOGA AND ST. LOUIS
RAILWAY

REROUTING OR DIVERSION OF TRAFFIC

In the opinion of Homer C. King, Agent, the Nashville, Chattanooga and St. Louis Railway because of high water, is unable to transport traffic routed over its lines between Hobs Island and Guntersville: It is ordered, that:

(a) *Rerouting NC&StL traffic.* The Nashville, Chattanooga and St. Louis Railway is hereby authorized and directed to reroute or divert traffic moving on its lines, routed via its car ferry, over any available route to expedite the movement; the bill covering all such cars rerouted shall carry a reference to this order as authority for the rerouting.

(b) *Concurrence of receiving roads to be obtained.* The railroad desiring to divert or reroute traffic under this order shall confer with the proper transportation officer of the railroad or railroads to which such traffic is to be diverted or rerouted, and shall receive the concurrence of such other railroads before the rerouting or diversion is ordered.

(c) *Notification to shippers.* Each carrier rerouting cars in accordance with this order shall notify each shipper at the time each car is rerouted or diverted and shall furnish to such shipper the new routing provided under this order.

(d) *Effective date.* This order shall become effective at 2:00 p. m., March 13, 1950.

(e) *Expiration date.* This order shall expire at 11:59 p. m., March 27, 1950, unless otherwise modified, changed, suspended or annulled.

It is further ordered, that this order shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement.

Issued at Washington, D. C., March 13, 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Agent.

[F. R. Doc. 50-2168; Filed, Mar. 16, 1950;
8:54 a. m.]

[S. O. 844, Special Directive 6-A]

MINNEAPOLIS & ST. LOUIS RAILWAY CO.
FURNISHING CARS FOR FUEL COAL FOR PEORIA
AND PEKIN UNION RAILWAY CO.

Upon further consideration of the provisions of Service Order No. 844 (14

F. R. 7765) and good cause appearing therefor:

It is ordered, That Special Directive No. 6 under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on The Minneapolis & St. Louis Railway Company through the Car Service Division of the Association of American Railroads and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2169; Filed, Mar. 16, 1950;
8:54 a. m.]

[S. O. 844, Special Directive 7-A]

CHICAGO, BURLINGTON & QUINCY RAILROAD
CO.

FURNISHING CARS FOR FUEL COAL FOR
CHICAGO, ROCK ISLAND AND PACIFIC RAIL-
ROAD CO.

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765) and good cause appearing therefor:

It is ordered, That Special Directive No. 7 under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on the Chicago, Burlington & Quincy Railroad Company through the Car Service Division of the Association of American Railroads and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2170; Filed, Mar. 16, 1950;
8:54 a. m.]

[S. O. 844, Special Directive 8-A]

MINNEAPOLIS & ST. LOUIS RAILWAY CO.
FURNISHING CARS FOR FUEL COAL FOR
CHICAGO, ROCK ISLAND AND PACIFIC RAIL-
ROAD CO.

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765) and good cause appearing therefor:

It is ordered, That Special Directive No. 8 under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on The Minneapolis & St. Louis Railway Company through the Car Service Division of the Association of American Railroads and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2171; Filed, Mar. 16, 1950;
8:54 a. m.]

[S. O. 844, Special Directive 9-A]

CHICAGO, ROCK ISLAND AND PACIFIC
RAILROAD CO.

FURNISHING CARS FOR FUEL COAL FOR CHICAGO, ROCK ISLAND AND PACIFIC RAILROAD CO.

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765) and good cause appearing therefor:

It is ordered, That Special Directive No. 9 under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on the Chicago, Rock Island and Pacific Railroad Company through the Car Service Division of the Association of American Railroads and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2172; Filed, Mar. 16, 1950;
8:54 a. m.]

[S. O. 844, Special Directive 10-A]

GALESBURG AND GREAT EASTERN RAILROAD
CO.

FURNISHING CARS FOR FUEL COAL FOR CHICAGO, ROCK ISLAND AND PACIFIC RAILROAD CO.

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765) and good cause appearing therefor:

It is ordered, That Special Directive No. 10 under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on the Galesburg and Great Eastern Railroad Company through the Car

Service Division of the Association of American Railroads and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2173; Filed, Mar. 15, 1950;
8:54 a. m.]

[S. O. 844, Special Directive 11-A]

CHICAGO AND EASTERN ILLINOIS RAILROAD
FURNISHING CARS FOR FUEL COAL FOR BALTIMORE AND OHIO RAILROAD CO.

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765) and good cause appearing therefor:

It is ordered, That Special Directive No. 11 under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on The Chicago and Eastern Illinois Railroad through the Car Service Division of the Association of American Railroads and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2174; Filed, Mar. 16, 1950;
8:55 a. m.]

[4th Sec. Application 24875]

CANNED GOODS BETWEEN POINTS IN ILLINOIS AND ST. LOUIS, MO., AND POINTS IN THE SOUTH

APPLICATION FOR RELIEF

MARCH 14, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: D. Q. Marsh, Agent, for and on behalf of carriers parties to Agent R. G. Raasch's tariff I. C. C. No. 485, pursuant to fourth-section order No. 16101. Commodities involved: Canned, preserved, or prepared foodstuffs or other articles, carloads.

Between: St. Louis, Mo., and points in Illinois, on the one hand, and points in Southern territory, on the other.

Grounds for relief: Circuitous routes.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 50-2159; Filed, Mar. 16, 1950;
8:50 a. m.]

[S. O. 844, Special Directive 12-A]

NEW YORK CENTRAL RAILROAD CO.

FURNISHING CARS FOR FUEL COAL FOR BALTIMORE AND OHIO RAILROAD CO.

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765) and good cause appearing therefor:

It is ordered, That Special Directive No. 12 under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on The New York Central Railroad Company through the Car Service Division of the Association of American Railroads, and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2175; Filed, Mar. 16, 1950;
8:55 a. m.]

[S. O. 844, Special Directive 13-A]

CHICAGO, MILWAUKEE, ST. PAUL AND
PACIFIC RAILROAD CO.

FURNISHING CARS FOR FUEL COAL FOR BALTIMORE AND OHIO RAILROAD CO.

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765) and good cause appearing therefor:

It is ordered, That Special Directive No. 13 under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on the Chicago, Milwaukee, St. Paul and Pacific Railroad Company through the Car Service Division of the Association of American Railroads, and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2176; Filed, Mar. 16, 1950;
8:55 a. m.]

[S. O. 844, Special Directive 14-A]

BALTIMORE AND OHIO RAILROAD CO.

FURNISHING CARS FOR LOCOMOTIVE FUEL
COAL TO DESIGNATED MINES ON ITS LINES

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765) and good cause appearing therefor:

It is ordered, That Special Directive No. 14 under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on The Baltimore and Ohio Railroad Company through the Car Service Division of the Association of American Railroads and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2177; Filed, Mar. 16, 1950;
8:55 a. m.]

[S. O. 844, Special Directive 19-A]

CHICAGO, MILWAUKEE, ST. PAUL & PACIFIC
RAILROAD CO.

FURNISHING CARS FOR LOCOMOTIVE FUEL
COAL TO DESIGNATED MINES ON ITS LINES

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765), and good cause appearing therefor:

It is ordered, That special directive No. 19 under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on the Chicago, Milwaukee, St. Paul & Pacific Railroad Company through the Car Service Division of the

Association of American Railroads and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2178; Filed, Mar. 16, 1950;
8:55 a. m.]

[S. O. 844, Special Directive 20-A]

CHICAGO, BURLINGTON & QUINCY
RAILROAD CO.

FURNISHING CARS TO DESIGNATED MINES FOR
LOADING OF LOCOMOTIVE FUEL COAL FOR
CHICAGO, MILWAUKEE, ST. PAUL AND
PACIFIC RAILROAD CO.

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765), and good cause appearing therefor:

It is ordered, That special directive No. 20 under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on the Chicago, Burlington & Quincy Railroad Company through the Car Service Division of the Association of American Railroads and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2179; Filed, Mar. 16, 1950;
8:55 a. m.]

[S. O. 844, Special Directive 22-A]

NEW YORK CENTRAL RAILROAD CO.

FURNISHING CARS FOR LOCOMOTIVE FUEL
COAL TO DESIGNATED MINES ON ITS LINES

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765), and good cause appearing therefor:

It is ordered, That Special Directive No. 22 under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on the New York Central Railroad Company through the Car Service Division of the Association of American Railroads and notice of this directive shall be given the public by depositing a copy

in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2180; Filed, Mar. 16, 1950;
8:55 a. m.]

[S. O. 844, Special Directive 23-A]

LOUISVILLE AND NASHVILLE RAILROAD CO.

FURNISHING CARS FOR LOCOMOTIVE FUEL
COAL FOR NEW YORK CENTRAL RAILROAD
CO.

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765), and good cause appearing therefor:

It is ordered, That Special Directive No. 23 under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on the Louisville and Nashville Railroad Company through the Car Service Division of the Association of American Railroads and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2181; Filed, Mar. 16, 1950;
8:55 a. m.]

[4th Sec. Application 24940]

SULPHURIC ACID FROM THE SOUTHWEST TO
MEMPHIS, TENN.

APPLICATION FOR RELIEF

MARCH 14, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: D. Q. Marsh, Agent, for and on behalf of carriers parties to the tariffs listed below.

Commodities involved: Sulphuric acid, carloads.

From: Points in the Southwest.

To: Memphis, Tenn.

Grounds for relief: Circuitous routes and market competition.

Schedules filed containing proposed rates: D. Q. Marsh's tariffs I. C. C. Nos. 3708, 3752, 3638 and 3595, Supplements Nos. 238, 405, 224 and 287, respectively.

Any interested person desiring the Commission to hold a hearing upon such

application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 50-2160; Filed, Mar. 16, 1950;
8:50 a. m.]

[S. O. 844, Special Directive 24-A]

MONONGAHELA RAILWAY CO.

FURNISHING CARS FOR LOCOMOTIVE FUEL
COAL FOR NEW YORK CENTRAL RAILROAD
CO.

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765), and good cause appearing therefor:

It is ordered, That Special Directive No. 24 under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on the Monongahela Railway Company through the Car Service Division of the Association of American Railroads and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2182; Filed, Mar. 16, 1950;
8:55 a. m.]

[S. O. 844, Special Directive 25-A]

MONTGOMERY RAILROAD CO.

FURNISHING CARS FOR FUEL COAL FOR NEW
YORK CENTRAL RAILROAD CO.

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765), and good cause appearing therefor:

It is ordered, That Special Directive No. 25 under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on the Montgomery Railroad Com-

pany through the Car Service Division of the Association of American Railroads and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2183; Filed, Mar. 16, 1950;
8:55 a. m.]

[S. O. 844, Special Directive No. 26-A]

BALTIMORE AND OHIO RAILROAD CO.

FURNISHING CARS FOR FUEL COAL FOR NEW
YORK CENTRAL RAILROAD CO.

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765), and good cause appearing therefor:

It is ordered, That Special Directive No. 26 under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on the Baltimore and Ohio Railroad Company through the Car Service Division of the Association of American Railroads and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2184; Filed, Mar. 16, 1950;
8:55 a. m.]

[4th Sec. Application 24941]

AUTOMOBILE PARTS FROM ALMA, MICH., TO
EASTERN CITIES

APPLICATION FOR RELIEF

MARCH 14, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: B. T. Jones, Agent, for and on behalf of carriers parties to his tariff I. C. C. No. 3758, pursuant to fourth-section order No. 9800.

Commodities involved: Automobile parts, carloads.

From: Alma, Mich.

To: Boston, Mass., Chester, Pa., Edgewater, N. J., and Norfolk, Va.

Grounds for relief: Circuitous routes.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 50-2161; Filed, Mar. 16, 1950;
8:50 a. m.]

[S. O. 844, Special Directive 27-A]

ST. LOUIS AND O'FALLON RAILWAY CO.

FURNISHING CARS FOR FUEL COAL FOR NEW
YORK CENTRAL RAILROAD CO.

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765), and good cause appearing therefor:

It is ordered, That Special Directive No. 27 under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on the St. Louis and O'Fallon Railway Company through the Car Service Division of the Association of American Railroads and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2185; Filed, Mar. 16, 1950;
8:55 a. m.]

[S. O. 844, Special Directive 28-A]

MINNEAPOLIS & ST. LOUIS RAILWAY CO.

FURNISHING CARS FOR FUEL COAL FOR NEW
YORK CENTRAL RAILROAD CO.

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765), and good cause appearing therefor:

It is ordered, That special directive No. 28 under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on the Minneapolis & St. Louis Railway Company through the Car Service Division of the Association of American Railroads and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2186; Filed, Mar. 16, 1950;
8:56 a. m.]

[S. O. 844, Special Directive 29-A]

BALTIMORE AND OHIO RAILROAD CO.

FURNISHING CARS FOR FUEL COAL FOR DELAWARE AND HUDSON RAILROAD CORP.

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765), and good cause appearing therefor:

It is ordered, That special Directive No. 29 Under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on the Baltimore and Ohio Railroad Company through the Car Service Division of the Association of American Railroads and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2187; Filed, Mar. 16, 1950;
8:56 a. m.]

[S. O. 844, Special Directive 30-A]

MONONGAHELA RAILWAY CO.

FURNISHING CARS FOR LOCOMOTIVE FUEL COAL FOR DELAWARE AND HUDSON RAILROAD CORP.

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765), and good cause appearing therefor:

It is ordered, That Special Directive No. 30 under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on the Monongahela Railway Company through the Car Service Division of the Association of American Railroads and notice of this directive shall be given the public by depositing

No. 53—4

a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2188; Filed, Mar. 16, 1950;
8:56 a. m.]

[S. O. 844, Special Directive 31-A]

PENNSYLVANIA RAILROAD CO.

FURNISHING CARS FOR LOCOMOTIVE FUEL COAL FOR DELAWARE AND HUDSON RAILROAD CORP.

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765), and good cause appearing therefor:

It is ordered, That Special Directive No. 31 under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on the Pennsylvania Railroad Company through the Car Service Division of the Association of American Railroads and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2189; Filed, Mar. 16, 1950;
8:56 a. m.]

[4th Sec. Application 24942]

AUTOMOBILES FROM CENTRAL TERRITORY TO BATON ROUGE, LA.

APPLICATION FOR RELIEF

MARCH 14, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: B. T. Jones, Agent, for and on behalf of carriers parties to his tariff I. C. C. No. 4055, pursuant to fourth-section order No. 9800.

Commodities involved: Automobiles, freight, carloads.

From: Points in Central territory.

To: Baton Rouge, La.

Grounds for relief: Circuitous routes.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by

the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 50-2162; Filed, Mar. 16, 1950;
8:51 a. m.]

[S. O. 844, Special Directive 32-A]

WESTERN MARYLAND RAILWAY CO.

FURNISHING CARS FOR FUEL COAL FOR DELAWARE AND HUDSON RAILROAD CORP.

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765) and good cause appearing therefor:

It is ordered, That Special Directive No. 32 under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on the Western Maryland Railway Company through the Car Service Division of the Association of American Railroads and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2190; Filed, Mar. 16, 1950;
8:56 a. m.]

[S. O. 844, Special Directive 33-A]

PITTSBURG & SHAWMUT RAILROAD CO.

FURNISHING CARS FOR FUEL COAL FOR DELAWARE AND HUDSON RAILROAD CORP.

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765) and good cause appearing therefor:

It is ordered, That Special Directive No. 33 under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on The Pittsburg & Shawmut Railroad Company through the Car Service Division of the Association of American Railroads and notice of this

directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2191; Filed, Mar. 16, 1950;
8:56 a. m.]

[S. O. 844, Special Directive 35-A]

BALTIMORE AND OHIO RAILROAD CO.
FURNISHING CARS FOR FUEL COAL FOR
READING CO.

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765) and good cause appearing therefor:

It is ordered, That Special Directive No. 35 under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on The Baltimore and Ohio Railroad Company through the Car Service Division of the Association of American Railroads and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2192; Filed, Mar. 16, 1950;
8:56 a. m.]

[4th Sec. Application 24943]

FERRO-SILICON FROM CALVERT, KY., TO
OFFICIAL TERRITORY

APPLICATION FOR RELIEF

MARCH 14, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for and on behalf of carriers parties to Agent C. A. Spaninger's tariff I. C. C. No. 1079.

Commodities involved: Ferro-silicon, in pigs, bulk, or packages, carloads, From: Calvert, Ky.

To: Points in Pennsylvania, Ohio, Indiana, West Virginia, and Illinois, also St. Louis, Mo., and Ashland, Ky.

Grounds for relief: Competition with rail carriers and circuitous routes.

Schedules filed containing proposed rates: C. A. Spaninger's tariff I. C. C. No. 1079, Supplement 9.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 50-2163; Filed, Mar. 16, 1950;
8:51 a. m.]

[S. O. 844, Special Directive 36-A]

MONONGAHELA RAILWAY CO.

FURNISHING CARS FOR FUEL COAL FOR
READING CO.

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765) and good cause appearing therefor:

It is ordered, That Special Directive No. 36 under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on The Monongahela Railway Company through the Car Service Division of the Association of American Railroads and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2193; Filed, Mar. 16, 1950;
8:56 a. m.]

[S. O. 844, Special Directive 37-A]

BALTIMORE AND OHIO RAILROAD CO.

FURNISHING CARS FOR FUEL COAL FOR
READING CO.

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765) and good cause appearing therefor:

It is ordered, That Corrected Special Directive No. 37 under Service Order No.

844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on The Baltimore and Ohio Railroad Company through the Car Service Division of the Association of American Railroads and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2194; Filed, Mar. 16, 1950;
8:56 a. m.]

[S. O. 844, Special Directive 38-A]

LITCHFIELD AND MADISON RAILWAY CO.

FURNISHING CARS FOR FUEL COAL FOR
ANN ARBOR RAILROAD

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765) and good cause appearing therefor:

It is ordered, That Special Directive No. 38 under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on The Litchfield and Madison Railway Company through the Car Service Division of the Association of American Railroads and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 50-2195; Filed, Mar. 16, 1950;
8:56 a. m.]

[S. O. 844, Special Directive 39-A]

PENNSYLVANIA RAILROAD CO.

FURNISHING CARS FOR FUEL COAL FOR ANN
ARBOR RAILROAD

Upon further consideration of the provisions of Service Order No. 844 (14 F. R. 7765) and good cause appearing therefor:

It is ordered, That Special Directive No. 39 under Service Order No. 844 be, and it is hereby vacated effective 4:00 p. m., March 10, 1950.

A copy of this special directive shall be served on The Pennsylvania Railroad Company through the Car Service Division of the Association of American Railroads and notice of this directive

shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Issued at Washington, D. C., this 10th day of March A. D. 1950.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[P. R. Doc. 50-2196; Filed, Mar. 16, 1950;
8:56 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File Nos. 54-126, 59-76]

EASTERN GAS AND FUEL ASSOCIATES

ORDER APPROVING PLAN

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 10th day of March A. D. 1950.

Eastern Gas and Fuel Associates ("Eastern"), a registered holding company and a subsidiary of Koppers Company, Inc. ("Koppers"), also a registered holding company, having filed an application pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 ("the act") and other applicable provisions of the act for approval of a plan and amendments thereto ("the amended plan"), providing, among other things, for the adoption of certain additional protective provisions with respect to Eastern's outstanding 4½% Cumulative Prior Preference Stock ("prior preference stock"), the issuance by Eastern of new common stock in exchange for its outstanding 6% Cumulative Preferred Stock ("6% preferred stock") and common stock on the basis of an allocation of approximately 73.8% of such new common stock to the holders of the 6% preferred stock and of 26.2% to the holders of the present common stock, and certain accounting adjustments and write-offs;

Public hearings having been held after appropriate notice, at which hearings all interested persons were afforded an opportunity to be heard;

Eastern having requested the Commission to enter an order reciting that the transactions proposed in the amended plan are necessary to effectuate the provisions of section 11 (b) of the act and are fair and equitable to the persons affected thereby, and that such order contain recitals in accordance with the requirements of the Internal Revenue Code, as amended, including section 1808 (f) and Supplement R thereunder;

Eastern having further requested the Commission, pursuant to section 11 (e) of the act, to apply to an appropriate court, in accordance with the provisions of section 18 (f) of the act, to enforce and carry out the terms and provisions of the amended plan;

The Commission having considered the record in the matter and having filed its findings and opinion herein on February 3, 1950, finding therein that

the amended plan is necessary to effectuate the provisions of section 11 (b) of the act and, if further amended in certain respects as set forth in said findings and opinion, fair and equitable to all persons affected thereby;

Eastern having, on March 7, 1950, filed a further amendment to the amended plan ("the plan as amended on March 7, 1950") containing modifications, including provisions for the nomination by the holders of new common stock except Koppers and the election by all holders of such stock of an initial Board of Trustees of Eastern, in accordance with the aforesaid findings and opinion of the Commission;

The Commission having considered the aforesaid amendment in the light of its findings and opinion of February 3, 1950, and finding that the plan as amended on March 7, 1950, is necessary to effectuate the provisions of section 11 (b) (2) of the act and is fair and equitable to the persons affected by it;

It is ordered, On the basis of the record herein and the said findings and opinion, pursuant to section 11 (e) of the act and other applicable provisions of the act, that the plan as amended on March 7, 1950, be and it hereby is approved subject to the terms and conditions contained in Rule U-24 of the general rules and regulations promulgated under the act and to the following additional terms and conditions:

1. The order entered herein shall not be operative to authorize the consummation of the transactions proposed in the plan as amended on March 7, 1950, until an appropriate United States District Court shall, upon application thereto, enter an order enforcing said plan;

2. Jurisdiction be and it hereby is specifically reserved with respect to the following matters:

a. The determination of the reasonableness and appropriate allocation of all fees and expenses and other remuneration incurred or to be incurred in connection with the plan as amended on March 7, 1950, and the transactions incident thereto;

b. The acquisition by Koppers of the securities which it is to receive under the plan as amended on March 7, 1950;

c. Pursuant to Rule U-62, the solicitation of authorizations from stockholders of Eastern in connection with the selection of the initial Board of Trustees;

d. The consideration of such supplemental plans as may be filed pursuant to section 11 (e) of the act, the taking of such further action as may be necessary or appropriate to effectuate the provisions of section 11 (b) of the act, and in general the making of such supplemental findings and the taking of such other action as may be appropriate in connection with the plan as amended on March 7, 1950, the transactions incident thereto and the consummation thereof.

It is further ordered, That the motions made by Koppers to strike the opinion testimony of Henry W. Hills and to strike the exhibits presented by Eastern in support of its forecast of capital expenditures be and they hereby are denied.

It is further ordered, That the motion made by the Committee for the Holders of the 6% Cumulative Preferred Stock

for leave to intervene as a party in the proceedings herein and its motion to strike the testimony of Edward Hopkinson, Jr., be and they hereby are denied.

It is further ordered and recited, That all the steps and transactions involved in the consummation of the plan as amended on March 7, 1950, as approved herein, including all issues, sales, exchanges, deliveries, transfers, assignments, surrenders, retirements, cancellations, distributions, expenditures, purchases, receipts and acquisitions and including but not limited to those recited in paragraphs 1 through 8 set forth below, are hereby found to be necessary and appropriate to effectuate the provisions of section 11 (b) of the act and are necessary and appropriate to effectuate the simplification of the Eastern holding company system and are fair and equitable to the persons affected thereby, and all said acts and transactions are hereby authorized, approved and directed in order to effectuate section 11 (b) and said simplification; the steps and transactions which are hereby ordered, being specified and itemized as follows:

1. The issuance by Eastern of new share certificates for 246,373 shares of 4½% Cumulative Preferred Stock carrying certain additional protective provisions in exchange for the presently outstanding certificates representing 246,373 shares of prior preference stock.

2. The surrender or transfer to Eastern, and the exchange by the present holders, share for share, of share certificates representing 246,373 shares of prior preference stock of Eastern, for new share certificates for 246,373 shares of 4½% Cumulative Preferred Stock of Eastern carrying certain additional protective provisions.

3. The issuance by Eastern of 2,580,868 shares of new common stock with par value of \$10 per share.

4. The surrender or transfer to Eastern, and the exchange by the present holders, of stock represented by certificates for 374,138 shares of 6% preferred stock of Eastern, for 2,244,828 shares of new common stock of Eastern with par value of \$10 per share, on the basis of 6 shares of such new common stock for the stock represented by certificates for each share of the 6% preferred stock of Eastern.

5. The expenditure by Eastern, and the receipt by the holders of such claims, of cash in the amount of 15% of all claims for reimbursement of Massachusetts and Pennsylvania taxes which have been from time to time perfected by timely application prior to the date of consummation of the plan as amended on March 7, 1950, by holders of 6% preferred stock, and the surrender and cancellation of such claims.

6. The surrender or transfer to Eastern, and the exchange by the present holders, of stock represented by certificates for 1,988,400 shares of present common stock of Eastern, for new common stock of Eastern with \$10 par value and cash for fractional shares, upon the following basis: Shares of such new common stock at the rate of 0.169 shares thereof, plus cash in lieu of fractional shares, for the stock represented

by certificates for each share of the present common stock of Eastern, the maximum total exchange being 336,040 shares of new common stock for 1,988,400 shares of present common stock.

7. The cancellation by Eastern of all the stock represented by certificates of 6% preferred stock of Eastern and of all the stock represented by certificates of the present common stock of Eastern received from the stockholders of Eastern pursuant to the surrender or transfers and exchanges recited in paragraphs 4 and 6 above.

8. The cancellation by Eastern at the end of five years from the date of consummation of the plan as amended on March 7, 1950, of any of the 2,580,868 shares of new common stock with \$10 par value referred to in paragraph 3 above which have not prior to that time been issued in the exchanges described in paragraphs 4 and 6 above.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[P. R. Doc. 50-2164; Filed, Mar. 16, 1950;
8:54 a. m.]

[File No. 7-1172]

SOUTHERN PACIFIC CO.

ORDER GRANTING APPLICATION FOR UNLISTED TRADING PRIVILEGES

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 13th day of March A. D. 1950.

The Midwest Stock Exchange has made application to the Commission pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 for permission to extend unlisted trading privileges to the Common Stock, No Par Value, of Southern Pacific Company.

After appropriate notice and opportunity for hearing and in the absence of any request by any interested person for hearing on this matter, the Commission on the basis of the facts submitted in the application finds:

(1) That the Common Stock, No Par Value, of Southern Pacific Company is registered and listed on the New York Stock Exchange, on the Los Angeles Stock Exchange and on the San Francisco Stock Exchange;

(2) That sufficient public distribution of, and sufficient public trading activity in, this security exist in the vicinity of the applicant exchange to render the extension of unlisted trading privileges thereto appropriate in the public interest and for the protection of investors; and

(3) That the extension of unlisted trading privileges on the applicant exchange to this security is otherwise appropriate in the public interest and for the protection of investors.

Accordingly it is ordered, Pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934, that the application of the Midwest Stock Exchange for permission to extend unlisted trading privileges to the Common Stock, No Par

Value, of Southern Pacific Company be, and the same is, hereby granted.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[P. R. Doc. 50-2165; Filed, Mar. 16, 1950;
8:54 a. m.]

[File No. 7-1175]

PAN AMERICAN WORLD AIRWAYS, INC.

NOTICE OF APPLICATION FOR UNLISTED TRADING PRIVILEGES, AND OF OPPORTUNITY FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 13th day of March A. D. 1950.

The Boston Stock Exchange, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 thereunder, has made application for unlisted trading privileges in the Capital Stock, \$1 Par Value, of Pan American World Airways, Inc., a security listed and registered on the New York Stock Exchange.

Rule X-12F-1 provides that the applicant shall furnish a copy of the application to the issuer and to every exchange on which the security is listed or already admitted to unlisted trading privileges. The application is available for public inspection at the Commission's principal office in Washington, D. C.

Notice is hereby given that, upon request of any interested person received prior to March 27, 1950, the Commission will set this matter down for hearing. In addition, any interested person may submit his views or any additional facts bearing on this application by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Washington, D. C. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application, and other information contained in the official file of the Commission pertaining to this matter.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[P. R. Doc. 50-2166; Filed, Mar. 16, 1950;
8:54 a. m.]

UNITED STATES MARITIME COMMISSION

MEMBER LINES OF PACIFIC COAST/MEXICO FREIGHT CONFERENCE ET AL.

NOTICE OF AGREEMENTS FILED FOR APPROVAL

Notice is hereby given that the following described agreements have been filed with the Commission for approval pursuant to Section 15 of the Shipping Act, 1916, as amended:

Agreement No. 7749, between the companies managed by Wihl. Wilhelmsen and the companies managed by Fearnley

& Eger and A. F. Klaveness & Co. A/S, provides for the operation of a joint cargo, mail and limited passenger service in the trades from the Philippine Islands, China, Siberia, Hong Kong, Indo-China, Japan, Korea, Formosa, and Manchuria to ports in Hawaii and Panama Canal Zone and United States Pacific Coast ports and via Panama Canal to United States Atlantic Coast ports under the trade name "Barber-Wilhelmsen Line." Allocation of tonnage for the maintenance of such joint service shall be as mutually agreed. There is no agreement as to rotation of sailings, nor is there to be pooling of profits or losses among the members of the joint service. Barber Steamship Lines, Inc., of New York shall represent the joint service in conference or other agreements to which it may become a party.

Agreement No. 7570-1, between the member lines of the Pacific Coast/Mexico Freight Conference, amends the basic agreement of that conference (No. 7570), (a) to increase the admission fee from \$250 to \$1,000; (b) to reduce the notice period of withdrawals from membership from 90 to 60 days; (c) to change the quorum and voting requirements; (d) to include a more complete provision governing breaches of the agreement; and (e) to clarify the language of certain other provisions of the conference agreement. Agreement 7570 covers the establishment, regulation and maintenance of agreed rates, charges, and practices for or in connection with the transportation of all merchandise, except green coffee northward, in the trade between Pacific Coast ports of the United States and Canada and ports on the Pacific Coast of Mexico.

Agreement No. 6270-4, between the member lines of the West Coast South America/North Pacific Coast Conference, amends the basic agreement of that conference (No. 6270), (a) to increase the admission fee from \$250 to \$1,000; (b) to reduce the notice period of withdrawals from membership from 90 to 60 days; (c) to change the quorum and voting requirements; (d) to include a more complete provision governing breaches of the agreement; and (e) to clarify the language of certain other provisions of the conference agreement. Agreement No. 6270 covers the establishment and maintenance of agreed rates and charges for or in connection with the transportation of cargo in the trade from Pacific Coast ports of Chile and Peru to Pacific Coast ports of the United States and Canada.

Agreement No. 6170-3, between the member lines of the Capca Freight Conference, amends the basic agreement of that conference (No. 6170), (a) to increase the admission fee from \$500 to \$1,000; (b) to reduce the notice period of withdrawals from membership from 90 to 60 days; (c) to change the quorum and voting requirements; (d) to include a more complete provision governing breaches of the agreement; and (e) to clarify the language of certain other provisions of the conference agreement. Agreement No. 6170 covers the establishment and maintenance of agreed rates and charges for or in connection

with the transportation of all cargo in the trade from Pacific Coast ports of the United States and Canada to Pacific Coast ports of Guatemala, El Salvador, Honduras, Nicaragua, Costa Rica, and to Puerto Armuelles (Panama).

Agreement No. 131-213, between the member lines of the Trans-Pacific Passenger Conference, amends the By-Laws which form a part of the basic agreement of the conference to permit member lines to pay commission to ocean carriers, members of any other Steamship Lines Passenger Conference with reciprocal arrangement, on traffic originating outside the North American Continent and Hawaii. Agreement No. 131 covers transportation of passengers between North American Pacific Coast ports, including Hawaii, and ports in Hawaii, Japan, China, the Philippines, Australia, New Zealand, Malaysia and the Islands of the South Seas; also interport and cruise traffic as specified.

Interested parties may inspect these agreements and obtain copies thereof at the Commission's Office of Regulation, Washington, D. C., and may submit to the Commission within 20 days after publication of this notice written statements with reference to any of the agreements and their position as to approval, disapproval, or modification, together with request for hearing should such hearing be desired.

Dated: March 13, 1950, at Washington, D. C.

By the Commission,

[SEAL] A. J. WILLIAMS,
Secretary.

[F. R. Doc. 50-2158; Filed, Mar. 16, 1950;
8:50 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 50 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 14403]

EDWARD SCHNEIDER

In re: Estate of Edward Schneider, also known as Ed Snyder, deceased. File No. D-28-12669; E. T. sec. 16844.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Paul Schneider, Ernst Schneider, Minna Schneider, Emil Schneider, Bruno Schneider, Elly Schneider, Ella Schlamm, Jenny Tiedtke, Gottfried Schneider, Julius Schneider, August Schneider, Artur Schneider and Dorothea Schneider, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraph 1 hereof, and each of them, in and to the estate of Edward Schnei-

der, also known as Ed Snyder, deceased, is property payable or deliverable to, or claimed by the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by Andrew Dermott Patrick O'Toole, executor, acting under the judicial supervision of the United States Commissioner's Court for Sitka Precinct, Division 1, Territory of Alaska;

and it is hereby determined:

4. That to the extent that the persons identified in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on February 28, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-2198; Filed, Mar. 16, 1950;
8:57 a. m.]

[Vesting Order 14376]

LESLIE HIDEO OKAMOTO

In re: Safe deposit box lease and contents owned by Leslie Hideo Okamoto, also known as Leslie H. Okamoto. F-39-4765.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Leslie Hideo Okamoto, also known as Leslie H. Okamoto, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows:

a. All rights and interests created in Leslie Hideo Okamoto, also known as Leslie H. Okamoto, under and by virtue of a safe deposit box lease agreement by and between Leslie H. Okamoto and the Public National Bank & Trust Company of New York, 37 Broad Street, New York 15, New York, relating to Safe Deposit Box, number 329, located in the vaults of the Branch of the aforesaid Company at Broadway and 24th Street, New York, New York, including particularly but not limited to the right of access to said safe deposit box, and

b. All property of any nature whatsoever owned by Leslie Hideo Okamoto, also known as Leslie H. Okamoto, located in the safe deposit box referred to in subparagraph 2 (a) hereof, and all rights and interests of said person evidenced or represented thereby, which includes particularly but is not limited to the following:

(1) These certain debts or other obligations evidenced by thirty-eight (38) outstanding American Express Company Travelers Checks, said checks numbered, and in the amounts set forth below:

Check No.:	Amount
J2,292,220/237 (each)	\$20.00
L8,473,184/199 (each)	10.00
J2,307,666/669 (each)	20.00

together with any and all accruals to the aforesaid debts or other obligations and any and all rights to demand, enforce, and collect the same, and any and all rights in, to, and under, including particularly the right to presentation and collection of the aforesaid checks,

(2) One (1) gold colored bracelet,
(3) One (1) ladies wrist watch,
(4) One (1) pair of cuff links,
(5) One (1) man's stick pin,
(6) One (1) pin bearing initials

A. C. G.,

(7) One (1) man's Waltham pocket watch and chain,

subject, however, to any liens of the aforesaid Public National Bank & Trust Company, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Leslie Hideo Okamoto, also known as Leslie H. Okamoto, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on February 21, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-2197; Filed, Mar. 16, 1950;
8:57 a. m.]

[Vesting Order 14414]

YOSHITARO YUKITA

In re: Cash owned by Yoshitaro Yukita also known as Kotaro Yukita, D-39-2049-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Yoshitaro Yukita also known as Kotaro Yukita, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: Cash in the sum of \$444.16, presently in the possession of the Treasury Department of the United States in Trust Fund Account, Symbol 158915, "Deposits, Funds of Civilian Internees and Prisoners of War," in the name of Yoshitaro Yukita, and any and all rights to demand, enforce and collect the same, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Yoshitaro Yukita also known as Kotaro Yukita, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on February 28, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-2199; Filed, Mar. 16, 1950;
8:57 a. m.]

[Vesting Order 14095, Amdt.]

CARL AUGUST GEORG BERGENER

In re: Bank accounts, bonds and certificate of trust owned by and debt owing to Carl August Georg Bergener, also known as Carl Bergener. F-28-19624-D-1.

Vesting Order 14095, dated November 28, 1949, is hereby amended as follows and not otherwise: By deleting from subparagraph 2-e of said Vesting Order 14095 the phrase "presently in the custody of City Bank Farmers Trust Company, 22 William Street, New York 15, New York," and by substituting therefor the phrase "presently in the custody of The National City Bank of New York, 55 Wall Street, New York, New York".

All other provisions of said Vesting Order 14095 and all actions taken by or on behalf of the Attorney General of the United States in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on February 21, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-2200; Filed, Mar. 16, 1950;
8:57 a. m.]

[Return Order 572]

AKTIESELSKABET "VOLUND"

Having considered the claims set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the determination, including all royalties accrued thereunder and all damages and profits recoverable for past infringement thereof, be returned after adequate provision for taxes and conservatory expenses:

Claimant, Claim Number, Notice of Intention to Return Published, and Property

Aktieselskabet "Volund", Copenhagen, Denmark; Claim No. 36689; February 7, 1950 (15 F. R. 676), the property described in Vesting Order No. 664 (8 F. R. 4989, April 17, 1943) relating to United States Letters Patent Nos. 1,998,492, 2,269,273 and 2,015,842; \$16,667.00 in the Treasury of the United States. This return shall not be deemed to include the rights of any licensees under the above patents.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on March 10, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-2201; Filed, Mar. 16, 1950;
8:57 a. m.]